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URBAN/MUNICIPAL

CITY OF HAMILTON BY-LAWS

81-001 to 81-189

The following by-laws are missing from this volume:

81-78 - 81-113, 81-119 - 81-122, 81-130, 81-136 - 81-139, 81-146, 81-162, 81-165, 81-167 - 81-169, 81-173, 81-174, 81-177 - 81-179, 81-183

THE CORPORATION OF THE CITY OF HAMILTON

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GOVERNMENT DOCUMENTS

BY-LAWS

The Corporation of the City of Hamilton

BY-LAW NO. 81-1

To Amend:

By-law No. 78-224

Respecting:

MEMBERSHIP IN THE CITY OF HAMILTON LICENSING COMMITTEE

WHEREAS By-law No. 78-224, passed on the 25th day of July, 1978, in accordance with The City of Hamilton Act, 1978 (No. 1), chapter 119 provided for the establishing of The City of Hamilton Licensing Committee and also provided for the establishing of a licensing committee composed of three members of the council of the City of Hamilton for a term of office concurrent with the term of office of the council that appointed them or until their successors are appointed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 78-224 is repealed and the following Schedule "A" is substituted therefor:

SCHEDULE "A"

To By-law No. 78-224

(Section 3)

	Member	Term of Office Expiry Date
1.	Alderman D. T. Lawrence	November 30, 1982
2.	Alderman F. A. Lombardo	November 30, 1982
3.	Alderman P. O. Valeriano	November 30, 1982

PASSED this 1st day of December, A.D. 1980.

E A Sampson
City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
Letter dated November 26, 1980

The Corporation of the City of Hamilton

BY-LAW NO. 81-2

To Appoint:

DIRECTORS TO THE BOARD OF DIRECTORS OF
THE HAMILTON PLACE CONVENTION CENTRE, INC.

WHEREAS The City of Hamilton Act, 1980 provides for the establishment of a corporation under the name of "The Hamilton Place Convention Centre, Inc.", and for the appointment of a board of directors composed of nine directors appointed by the council of the City of Hamilton of whom three directors shall be members of council for a term of office concurrent with the term of office of the said council that appointed them and six directors who are not members of the said council, appointed for a term of office not exceeding three years;

AND WHEREAS it is desirable to appoint directors to the board of directors of The Hamilton Place Convention Centre, Inc. in accordance with the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following persons named in column 1 are hereby appointed as directors to the board of directors of The Hamilton Place Convention Centre, Inc., for the corresponding term of office expiring on the date set out in column 2:

1.

Member of Council (Column 1)	Term of Office - Expiry Date (Column 2)
(a) Alderman I. Stout	November 30, 1982
(b) Alderman J. A. Bethune	November 30, 1982
(c) Alderman K. M. Edge	November 30, 1982

2.

Non-Member of Council (Column 1)	Term of Office - Expiry Date (Column 2)
(a) Mr. R. G. Darling	December 31, 1981
(b) Mr. R. L. Gregson	December 31, 1981
(c) Mr. K. Clarke	December 31, 1982
(d) Mr. W. Stetson	December 31, 1982
(e) Mr. M. J. Lewis, W.C.	December 31, 1983
(f) Mr. J. Krieger	December 31, 1983

PASSED this 1st day of December, A. D. 1980.

E. A. Tomlinson
City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
Letter dated November 26, 1980

The Corporation of the City of Hamilton

BY-LAW NO. 81-3

Respecting:

APPOINTMENT OF COUNCIL MEMBERS TO
ACT AS MAYOR IN ABSENCE OF MAYOR

WHEREAS subsection 3 of section 209 of The Municipal Act, R.S.O. 1970, Chapter 284 provides that,

> (3) The council of any municipality may by by-law appoint a member of the council to act from time to time in the place and stead of the head of the council when the head of the council is absent from the municipality or absent through illness or his office is vacant and, while so acting, such member has and may exercise all the rights, powers and authority of the head of the council;

AND WHEREAS it is intended to provide for a member of council to act in the place and stead of the Mayor.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Except as provided in section 2, an Alderman referred to in column 1 of Schedule "A" annexed hereto and forming part of this by-law shall act in the place and stead of the Mayor and may exercise all the rights, powers and authority of the head of the council for the corresponding period of time set out in column 2 and in column 3 where,

(a) the Mayor is absent from the municipality; or

(b) the Mayor is absent through illness.

2. Where an Alderman is unable to act for the corresponding month or months set out in columns 2 and 3, as the case may be, the Alderman who was Acting Mayor for the next preceding month shall continue to act as Mayor in the place and stead of the Alderman unable to so act and the Alderman unable to so act shall not act as Mayor for the next succeeding month following the month that he was unable to so act.

3. By-law No. 79-249, passed on the 28th day of August, 1979, is repealed.

PASSED this 1st day of December A.D. 1980.

E. A. Sampson
City Clerk

William Powell
Mayor

Direction, Caucus Meeting
of New Council
November 27, 1980
Letter from Mr. J.R. Jones
Dated November 28, 1980

SCHEDULE "A"

To By-law No. 81- 3

(Section 1)

Alderman		Period of Time to Act in the Place and Stead of the Mayor	
(Column 1)		(Column 2)	(Column 3)
1.	P. J. Peterson	December, 1980	April, 1982
2.	P. Drage	January, 1981	May, 1982
3.	V. J. Agro	February, 1981	June, 1982
4.	W. M. McCulloch	March, 1981	July, 1982
5.	P. O. Valeriano	April, 1981	August, 1982
6.	B. Hinkley	May, 1981	September, 1982
7.	D. Gray	June, 1981	October, 1982
8.	D. T. Lawrence	July, 1981	November, 1982
9.	F. A. Lombardo	August, 1981	
10.	R. Wheeler	September, 1981	
11.	I. Stout	October, 1981	
12.	P. Cowell	November, 1981	
13.	H. Merling	December, 1981	
14.	J. A. Bethune	January, 1982	
15.	K. M. Edge	February, 1982	
16.	J. MacDonald	March, 1982	

Bill No. B-3

BY-LAW NO. 81- 4

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 1st DAY OF December A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 1st day of December A.D., 1980.

City Clerk

William Powell
Mayor

Bill No. A-2 12/09/80

2WPFL

The Corporation of the City of Hamilton

BY-LAW NO. 81-005

To Amend:

Hamilton Municipal Retirement Fund By-law No. 7970

Respecting:

CHANGES DUE TO THE ABOLISHMENT OF THE BOARD OF CONTROL

WHEREAS By-law No. 7970 provides for references to the Board of Control in certain provisions;

AND WHEREAS the Board of Control has been abolished effective December 1, 1980;

AND WHEREAS it is desirable to make certain changes to By-law No. 7970 so as to delete references to the Board of Control.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (c) of section 1 of Article I of By-law No. 7970 is repealed and the following substituted therefor:

(c) "council" means the council of the City of Hamilton;

2. Clause (b) of section 2 of Article XIX of the said by-law is repealed and the following clause substituted therefor:

(b) three members of council, and

3. Subsection 1 of section 11 of Article XXII of the said by-law is amended by striking out "Board" in the sixth line and substituting in lieu thereof "council".

PASSED this 9th day of December A.D. 1980.

City Clerk

William Powell
Mayor

(1980-1981) 1 R.F.C. 1(b), December 9

Bill No. A.3

The Corporation of the City of Hamilton

BY-LAW NO. 81- 006

To Authorize:

A GRANT TO McMASTER UNIVERSITY TO ESTABLISH
A SPECIAL CHAIR IN URBAN STUDIES

WHEREAS the Ontario Municipal Board made an Order on the 9th day of October, 1980 (File No. E 80839) granting,

> an application by The Corporation of the City of Hamilton for an order approving the making of a grant of $250,000.00 to McMaster University to establish a special chair in Urban Studies in commemoration of former Mayor Victor Kennedy Copps and to be paid out of current revenue in the sum of $50,000.00 in each of the years 1981 to 1985 inclusive
>
> and declaring and directing that the assent of the electors of such corporation shall not be required.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that the City may proceed with the making of a grant of $250,000.00 and that the grant shall be paid out of the current revenue in the sum of $50,000.00 in each of the years 1981 to 1985 inclusive.

2. The proper officials are hereby authorized and directed to do all things necessary to give effect to the provisions of this by-law.

PASSED this 9th day of December A.D. 1980.

City Clerk

William Powell
Mayor

(1980) 25 R.B.C. 14, May 13

Bill No. B - 4

The Corporation of the City of Hamilton

BY-LAW NO. 81- 007

To Amend:

By-law No. 80-258

Respecting:

SMOKING IN PUBLIC AREAS

WHEREAS By-law No. 80-258, passed on the 30th day of September, 1980, regulates smoking in public areas;

AND WHEREAS a requirement is the provision of signs consisting of lettering of various heights when viewed from varying distances;

AND WHEREAS the signs also require a reference to the "City of Hamilton By-law No. 80-258 Maximum Fine $1,000";

AND WHEREAS in respect of signs having lettering one inch in height, the height of the reference to the By-law and to the fine is required to be one-half inch in height;

AND WHEREAS it is desirable to clarify the height of the lettering in the reference to the by-law and to the fine for all other sizes of lettering greater than one inch.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (b) of paragraph 4 of subsection 1 of section 20 of By-law No. 80-258 is repealed and the following substituted therefor:

(b) 1/4 of the height of the letters for all other sizes of signs having lettering greater than one inch.

PASSED this 9th day of December A.D. 1980.

City Clerk

William Powell
Mayor

Bill No. E-1

The Corporation of the City of Hamilton

BY-LAW NO. 81- 008

To Amend:

By-law No. 76-119

Respecting:

THE CHIEF BUILDING OFFICIAL

WHEREAS By-law No. 76-119, passed on the 27th day of April, 1976, defined "chief official" as the chief official appointed under By-law No. 76-12;

AND WHEREAS By-law No. 76-12 appointed a chief building official and inspectors under The Building Code Act, 1974;

AND WHEREAS By-law No. 76-12 and amending By-laws Nos. 76-168 and 77-175 were repealed and replaced by By-law No. 78-211;

AND WHEREAS it is desirable to replace the reference in the definition of "chief official" in By-law No. 76-119 from By-law No. 76-12 to By-law No. 78-211.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (d) of section 1 of By-law No. 76-119 is repealed and the following substituted therefor:

(d) "chief official" means the chief building official appointed under By-law No. 78-211 or any successor thereto;

2. Section 1 of By-law No. 78-61 is amended by striking out the first two lines and substituting in lieu thereof "Section 3 of By-law No. 76-119 is amended by adding thereto the following subsection:".

PASSED this 9th day of December A.D. 1980.

E. A. Lancaster
City Clerk

William Powell
Mayor

(1980) 33 R.P.D.C. 3,4, November 25
(1980-1981) 2 R.P.D.C. 3,4, December 9

Bill No. E-2

The Corporation of the City of Hamilton

BY-LAW NO. 81- 009

To Amend:

Swimming Pool By-law No. 77-244

Respecting:

ADMINISTRATION AND ENFORCEMENT

WHEREAS By-law No. 77-244, passed on the 27th day of September, 1977, as amended by By-law No. 79-268, passed on the 25th day of September, 1979, provides for fences and gates around private swimming pools;

AND WHEREAS it is intended to revise the definition of "chief building official" and to change references in the by-law and to provide for enforcement.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 1 of By-law No. 77-244 is repealed and the following substituted therefor:

(a) "chief building official" means the chief building official appointed under By-law No. 78-211 or any successor thereto;

2. Section 2 of the said by-law is repealed and the following substituted therefor:

2. An application for a permit shall be made to the chief building official in accordance with the provisions of Building Code By-law No. 76-119.

3. Section 8a of the said by-law, as enacted by section 1 of By-law No. 79-268, is amended by striking out "council" in the sixth line and inserting in lieu thereof "chief building official".

PASSED this 9th day of December A.D. 1980.

E. A. Lampson
City Clerk

William Powell
Mayor

(1980) 33 R.P.D.C. 1,2,5, November 25
(1980-1981) 2 R.P.D.C. 1,2,5, December 9

The Corporation of the City of Hamilton

BY-LAW NO. 81-010

To Adopt:

Official Plan Amendment No. 354

Respecting:

LAND LOCATED ON THE EAST SIDE OF WENTWORTH STREET NORTH, EXTENDING SOUTH FROM WILSON STREET

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 354 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 9th day of December A.D.1980.

City Clerk

William Powell
Mayor

(1980) 31 R.P.D.C. 2(a), October 28
The Hamilton Street Railway Company, Owner
Z.A. 80-58

AMENDMENT NO. 354
of
The Official Plan
for the
Hamilton Planning Area

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 354.

PURPOSE:

To permit the extension of a non-complying use, notwithstanding the land use designation in a prescribed area.

LOCATION:

East side of Wentworth Street North extending south from Wilson Street. Specifically, those vacant lands municipally known as #30 to #50 Wentworth Street North, and #506 Wilson Street.

BASIS:

It is proposed that an existing land use which does not comply with the "Residential" designation be temporarily extended to permit the parking, storage and maintenance of public transit vehicles on the extended portion.

ACTUAL CHANGE:

Notwithstanding the definition of the "Residential" classification of land use, that the interim use for parking, storage and maintenance of public transit vehicles be permitted on the lands shown in red on Schedule "A" attached hereto.

IMPLEMENTATION:

A Restricted Area By-law will give effect to the intended temporary use of the subject lands.

Bill No. E-3

This is Schedule 1 to By-law No. 81-010 passed the 9th day of December, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

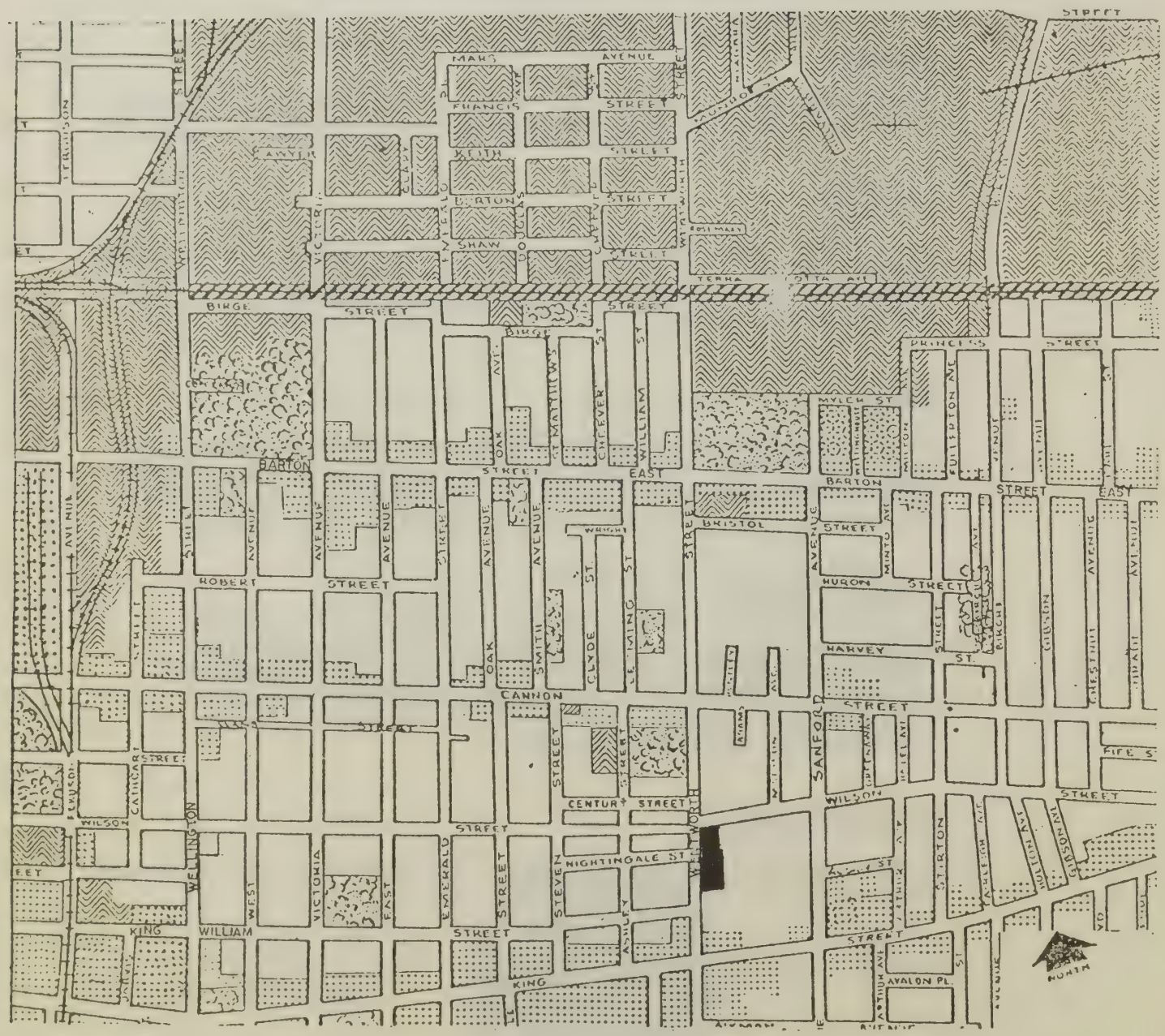
E. A. Simpson
City Clerk

William Powell
Mayor

LEGEND

Lands subject to Amendment No. 354

Schedule "A" to Amendment No. 354 to the Official Plan of the Hamilton Planning Area.



LEGEND

RESIDENTIAL	RESTRICTED INDUSTRIAL
COMMERCIAL	RECREATION, CIVIC & CULTURAL
INDUSTRIAL	TRANSPORTATION

Bill No. E-4

The Corporation of the City of Hamilton

BY-LAW NO. 81- 011

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF WENTWORTH STREET NORTH, EXTENDING SOUTH FROM WILSON STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-22 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "L-mr-2" (Planned Development - Multiple Residential) district to "J" (Light and Limited Heavy Industry, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "J" (Light and Limited Heavy Industry, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. Subsection 1 of section 16 of By-law No. 6593 shall not apply.

2. A bus transit operation shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-724".

5. Sheet No. E-22 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-724".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explantion of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

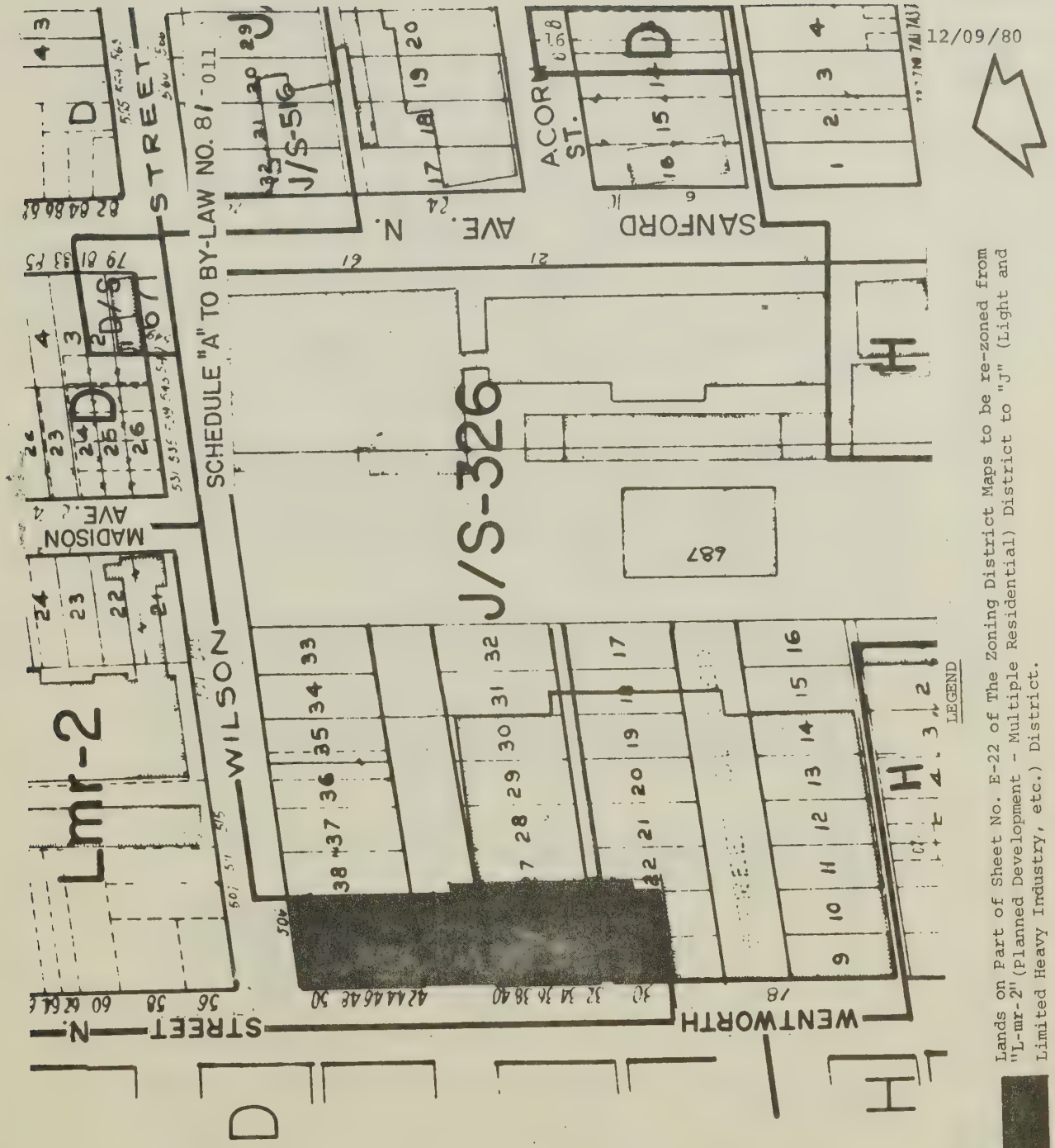
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 9th day of December A.D. 1980.

E. A. Thompson
City Clerk

William Powell
Mayor

(1980) 31 R.P.D.C. 2(b), October 28
The Hamilton Street Railway Company, Owner
Z.A. 80-58



Bill No. E-4

This is Schedule "A" to By-law No. 81-011 passed the 9th day of December, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Simpson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 012

To Establish:

Site Plan Control

Respecting:

LAND LOCATED ON THE EAST SIDE OF WENTWORTH STREET NORTH, EXTENDING SOUTH FROM WILSON STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

14. Land located on the east side of Wentworth Street North, extending south from Wilson Street, shown on Appendix 14 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law.

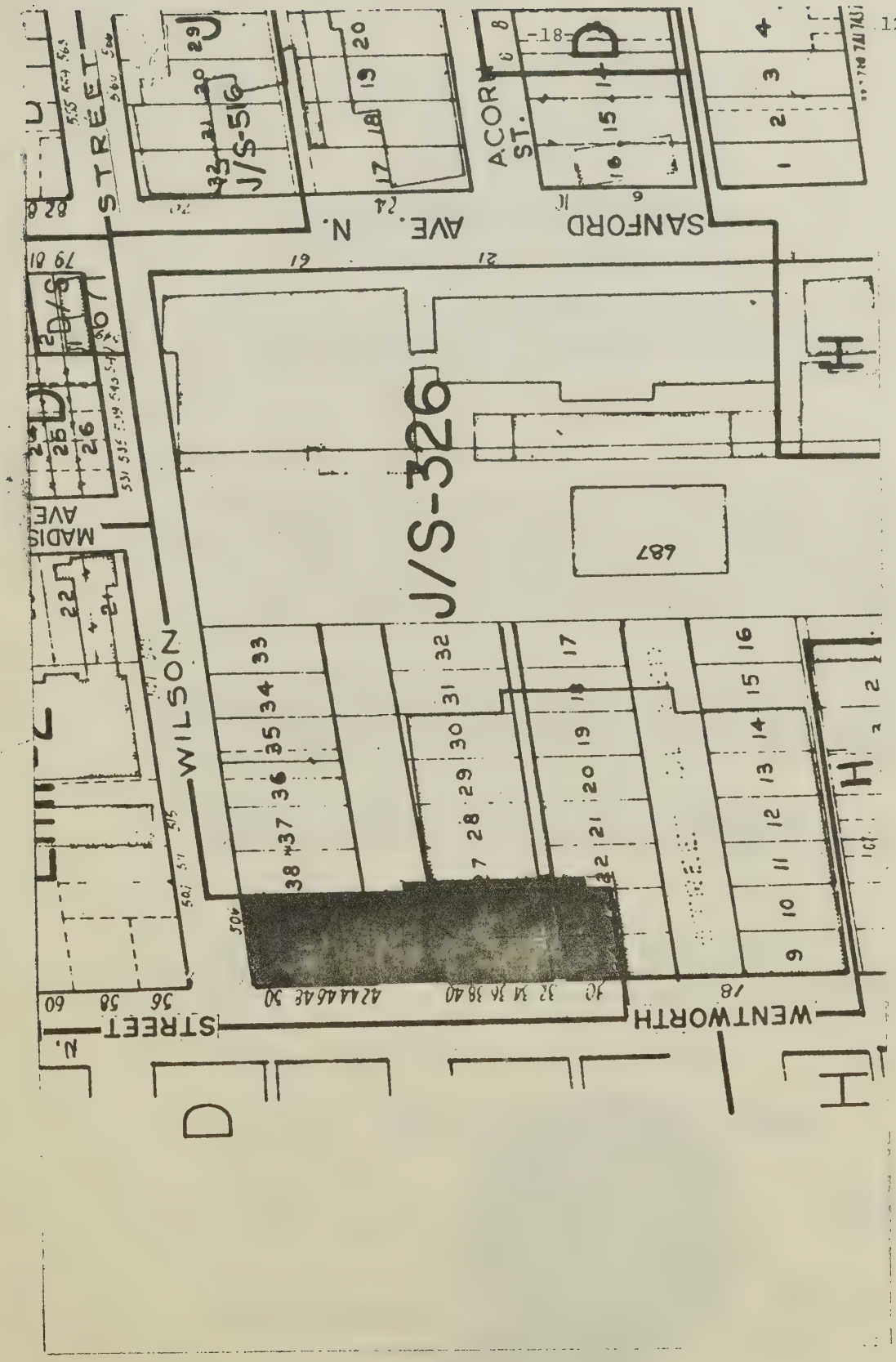
PASSED this 9th day of December A.D. 1980.

City Clerk

William Powell
Mayor

(1980) 31 R.P.D.C. 2(b)(ii), October 28
The Hamilton Street Railway Company, Owner
Z.A. 80-58

12/09/80



Lands on part of Sheet No. E-22 of the Zoning District maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 14 to By-law No. 79-275

Bill No. E-5

This is Schedule "A" to By-law No. 81-012 passed the 9th day of December, 1980.

THE CORPORATION OF THE CITY OF HAMILTON

E A Sampson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-013

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NO. 194 KING STREET WEST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at No. 194 King Street West in order to permit the installation of a sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a sign accessory to the land located at No. 194 King Street West.

PASSED this 9th day of December A.D. 1980.

E. A. Thompson William Powell

City Clerk Mayor

(1980) 1 R.P.D.C. 14, Dec. 9
City Initiative 75-B

12/09/80

Bill No.F-1

BY-LAW NO. 81 - 014

TO CLOSE AND RETAIN PARK STREET
FROM KING STREET TO YORK BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 to stop-up and sell any highway or part of a highway.

AND WHEREAS it is deemed expedient to stop-up and retain a portion of the highway described herein.

AND WHEREAS Notice of this By-law has been published as required by Section 446 of the said The Municipal Act.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Traffic & Engineering Committee, has heard all persons who applied to be heard, no matter whether in objection to, or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The portion of the highway described in Schedule "A" is hereby stopped-up

PASSED this 9th day of December A.D. 1980.

E. A. Sampson
City Clerk

William Powell
Mayor

(1980) 18 R.T.E.C. 11, November 25

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Park Street according to D. Kirkendall Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 39 and which said parcel may be more particularly described as all of Part 2 according to a Reference Plan received and deposited in the said Land Registry Office on June 12th, 1980 as Plan 62R-5381.

Bill No. F-2

BY-LAW NO. 81-015

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25A (Parking Time Limits, Monday - Friday) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended;

(a) by adding to Section 5 (One Hour Limit) the following items, namely:-

"Bond	Both	King to Marion
West 2nd	Both	Fennell to Wembley".

(b) by adding to Section 8 (Two Hour Limit) the following item, namely:-

"Ward	Both	End to End".

(c) by deleting from Section 8 (Two Hour Limit) the following items, namely:-

"Ward	Both	Leland to Westerly End
Ward	Both	Emerson to Easterly End".

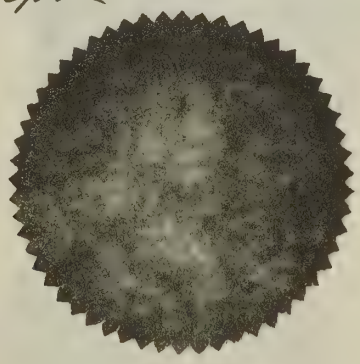
2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following items, namely:-

"Montclair	South	Ottawa to London
West 3rd	East	Wembley to McElroy
Meadowvale	Both	Cromwell to East City Limits".

PASSED this 9th day of December, A.D. 1980.

E. A. Lampson
City Clerk

William Powell
Mayor



(1980) 18 R.T.E.C. 13, 14, November 25

Bill No. F-3

BY-LAW NO. 81 - 016

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended by deleting therefrom the following item, namely:-

"Rosemont Eastbound and Westbound Barnesdale"

and by adding thereto the following item, namely:-

"Barnesdale Northbound and Southbound Rosemont".

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Stirton West Barton to 100 ft. southerly".

3. Schedule 31 (School Bus Loading Zones) is hereby amended by adding thereto the following item, namely:-

"Columbia Drive	West	303 ft.	52 ft. south of Bendamere 7 a.m. - 6 p.m., Monday - Saturday".

PASSED this 9th day of December, A.D. 1980.

E. A. Sampson
City Clerk

William Powell
Mayor

(1980) 18 R.T.E.C. 12,15,16, November 25

Bill No. A.4

BY-LAW NO. 81-017

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF December, A.D., 1980.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 9th day of December, A.D., 1980

E. A. Lampson
City Clerk

William Powell
Mayor

2nd FL

The Corporation of the City of Hamilton

BY-LAW NO. 81-18

To Amend:

Health By-law No. 4798

Respecting:

1. CEILING HEIGHTS IN PLACES OF ASSEMBLY IN BASEMENTS OR CELLARS
2. PRODUCERS MARKETS REQUIREMENTS

WHEREAS section 1 of The City of Hamilton Act, S.O. 1951, Chapter 103, provides that The Corporation of the City of Hamilton may pass by-laws,

1. for amending and revising from time to time By-law No. 4798, and

2. for regulating, in any such amending or revising of said By-law No. 4798, all matters relating to the design, erection, alteration, demolition, removal, maintenance, and use of buildings and structures and the use of land, and the design, construction, installation, alteration, maintenance and use of all equipment, facilities, matters and things, for the better protection of persons from conditions that may be or become injurious to health;

AND WHEREAS it is intended to delete from By-law No. 4798 reference to the minimum ceiling height for cellars or basements used as a place of assembly since The Ontario Building Code applies and supersedes the said by-law respecting the same subject;

AND WHEREAS it is intended to delete from By-law No. 4798 requirements with respect to the use of premises as a producers market since The Ontario Food Premises Regulations made under The Public Health Act, apply and supersede the said by-law respecting the same subject.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clause (i) of section 410A of By-law No. 4798 is repealed.

(2) Clause (i) of section 710A of the said by-law is repealed.

2. Clause (v) of section 711B of the said by-law is repealed.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for approval of this by-law.

PASSED this 13th day of January A.D. 1981.

E. A. Sanford
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-19

To Amend:

By-law No. 1

Respecting:

STANDING COMMITTEES

WHEREAS By-law No. 1, passed on the 27th day of December, 1910 and amended from time to time, regulates the proceedings of the council of the City of Hamilton and the committees thereof and defines the duties of the Board of Control and the standing committees;

AND WHEREAS the Board of Control was abolished and the composition of the council of the City of Hamilton was varied by Ontario Municipal Board Order dated the 26th day of August, 1980 (File No. M 80169) and confirmed by Order-in-Council 2441/80, effective from December 1, 1980;

AND WHEREAS it is necessary to amend By-law No. 1 to delete references to the Board of Control and to substitute new standing committees in the place and stead of the committees established prior to December 1, 1980.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) The title of By-law No. 1, as amended and consolidated to June 23, 1980, is further amended by striking out "the Board of Control and" in the sixth and seventh lines.

(2) Clause (a) of section 1 of By-law No. 1, as amended by section 1 of By-law No. 2646, is amended by striking out the clause, "The Controller receiving the largest vote, the Controller's seat at the left of the Mayor's Chair, the other Controllers to sit on his left in order of the number of votes received."

2. Section 9 of the said by-law is amended by striking out "the Board of Control and" in the sixth and seventh lines and by striking out "of the Board of Control and" in the fifteenth and sixteenth lines.

3. Section 11 of the said by-law is amended by striking out "the Board of Control or" in the second line and "Board or" in the third line.

4. Section 19 of the said by-law is amended by striking out "to the Board of Control or" in the eighth line.

5. Section 25 of the said by-law is amended by striking out "of the Board of Control, or" in the third line.

6. Section 29 of the said by-law is amended by striking out "the Board of Control or" in the fourth and fifth lines.

7. Section 30 of the said by-law is amended by striking out "to the Board of Control or" in the second and third lines and "Board or" in the fourth line.

8. Section 36 of the said by-law is amended by striking out,

(a) "been referred to the Board of Control, except by" in the second and third lines and inserting in lieu thereof "received"; and

(b) "or in his absence the Vice-Chairman of the Board of Control and the Chairman of the Department to which the same are chargeable," in the ninth, tenth and eleventh lines; and

(c) "or acting Chairman of the Board of Control" in the twelfth and thirteenth lines.

9. Section 43 of the said by-law is amended by striking out the named standing committees and inserting in lieu thereof the following:

1st - Finance Committee.
2nd - Personnel Committee.
3rd - Transport and Environment Committee.
4th - Legislation Committee.
5th - Planning and Development Committee.
6th - Parks and Recreation Committee.

10. Section 44 of the said by-law is repealed and the following substituted therefor:

44. Each Committee shall be composed of nine members of council of whom one member shall be the Mayor.

11. Sections 49, 50, 51, 52, 53, 54, 55 and 56 of the said by-law are repealed and the following substituted therefor:

FINANCE COMMITTEE

49. In addition to the duties prescribed under section 48, and any other by-law of the corporation, the duties of the Finance Committee shall be as follows:

1. To report and/or recommend to City Council on all financial matters pertaining to the operation of the City of Hamilton and Independent Boards and Commissions; also the financial requirements of the Boards of Education and the Regional Municipality of Hamilton-Wentworth.

2. To ensure that the Current Estimates of the proposed expenditures and revenues for The Corporation of the City of Hamilton, the Hamilton Public Library Board, the Hamilton Performing Arts Corporation, the Hamilton Place Convention Centre, and the Parking Authority for the City of Hamilton, are prepared annually, and to submit same to Council for its approval, together with the necessary by-laws for mill rate purposes.

3. To ensure that a Capital Budget is prepared annually for a five-year period and recommended to City Council for its approval and the approval of the Ontario Municipal Board for the

proposed capital spending requirements of The Corporation of the City of Hamilton, the Hamilton Public Library Board, the Hamilton Performing Arts Corporation, the Hamilton Place Convention Centre and the Parking Authority for the City of Hamilton, and to ensure the resulting recommendations are within the limits established by Council.

4. To ensure that the Estimates are received annually from the Board of Education for the City of Hamilton, the Hamilton-Wentworth Roman Catholic Separate School Board, and the Regional Municipality of Hamilton-Wentworth, and to advise Council of the resulting levy for each of these Boards and Region, together with the resulting mill rates.

5. To ensure that all matters related to the maintenance of all City-owned or operated buildings are properly managed, and reported to Council.

6. To ensure that any measures as may be deemed necessary to regulate and establish policy on all procedures connected with expenditures, revenues and investments in order to establish proper accounting procedures for not only the departments of the City of Hamilton but also for its independent boards.

7. To recommend to City Council,

   (a) the awarding of contracts under the Committee's auspices;

   (b) any proposed by-laws of the Committee;

   (c) the sale and purchase of all lands under the Committee's jurisdiction;

   (d) the purchasing policies and procedures for The Corporation of the City of Hamilton.

8. To report to Council on all matters relating to the Treasury, Purchasing, Real Estate, Architect's Departments and the City Garage operation.

9. To receive and submit to Council the annual Financial Report for the City of Hamilton and the Independent Board, as certified by the City Auditors, and to take any appropriate action based on the Auditors' Report.

PERSONNEL COMMITTEE

50. In addition to the duties prescribed under section 48 and any other by-law of the corporation, the duties of the Personnel Committee shall be as follows:

1. To report and/or recommend to City Council on all matters relating to personnel and fire services.

2. To recommend to City Council,

   (a) procedures for establishing positions and terms of employment;

   (b) establishing positions and terms of employment;

   (c) duties to be performed by employees;

   (d) a method for evaluating employees;

   (e) the establishment of salary ranges and salaries for each position;

   (f) all matters pertaining to labour negotiations, collective agreements and changes thereto, and grievances;

   (g) any other agreement or contract relating to personnel;

(h) the appointment, suspension and dismissal of the Chief Administrative Officer, Department Heads and Deputy Heads;

(i) the appointment, suspension and dismissal of all other employees on the recommendation of both the respective Department Head and the Chief Administrative Officer;

(j) on all matters pertaining to the security, if any, to be given under sections 233(1) and 352, para. 63 of The Municipal Act, by employees of the City;

(k) on all matters pertaining to the occupational health and safety of employees;

(l) any proposed by-laws of this Committee;

(m) the awarding of contracts under the Committee's auspices;

(n) the sale and purchase of all lands under the Committee's jurisdiction.

3. To report to Council on all matters relating to the Personnel, Fire and Solicitor's Departments.

4. To recommend annual budgetary requirements to the Finance Committee.

5. To hold hearings on appeals in respect of the administration of rules and regulations relating to employees and personnel matters, including conflict of interest policy, and to make recommendations to City Council in respect of appeals or any matter dealt with.

6. To undertake such responsibilities relating to personnel matters as may be necessary to carry into effect the general objectives.

TRANSPORT AND ENVIRONMENT COMMITTEE

51. In addition to the duties prescribed under section 48 and any other by-law of the corporation, the duties of the Transport and Environment Committee shall be as follows:

1. (a) To report and/or recommend to City Council on all matters pertaining to provisions for the safe, efficient movement of persons and goods, and the protection of the environment from excessive air, water, ground and noise pollution;

   (b) For the purpose of this section, "public thoroughfare" shall be defined to include streets, boulevards, sidewalks, lanes, alleys, pedestrian paths, bicycle paths, rights-of-way and unopened road allowances.

2. To ensure that the use of public thoroughfares by contractors or individuals or by any other Committee, Commission, Company or Municipality is properly administered and regulated.

3. To ensure that surface drainage in the City of Hamilton is properly managed and administered in accordance with existing Provincial statutes and existing policies and by-laws of the City.

4. To ensure that a liaison is maintained between the City and other levels of Government on all matters of pollution control.

5. To ensure proper administration and reporting to City Council of,

   (a) all programmes to enforce by-laws in respect of all non-moving vehicular violations on public thoroughfares, municipal property and all private properties;

(b) all programmes of maintenance on all public thoroughfares and any other properties under the auspices of the Committee;

(c) all matters relating to the collection of solid waste and domestic refuse;

(d) all matters relating to the control of weeds in the City;

(e) all matters relating to the Hamilton Civic Airport;

(f) all matters relating to the maintenance and operation of City vehicles under the auspices of the Committee;

(g) all matters relating to maintenance of public open spaces;

(h) all matters relating to the construction and operation of all City-owned or operated buildings under the auspices of the Committee;

(i) all legal surveying required by the City;

(j) a programme to enforce noise and pollution violations in the City of Hamilton under by-law regulations.

6. To recommend to City Council,

(a) and report on all matters relating to public thoroughfares, except those that pertain to other Boards, Commissions or Municipalities;

(b) the planning, design, and implementation of all public thoroughfare improvements;

(c) all programmes for public thoroughfare lighting in the City;

(d) all programmes of traffic control measures;

(e) all matters pertaining to the conservation of energy relating to City operations;

(f) penalties for violations of all by-law infractions, under the Committee's auspices;

(g) all plans of heavy truck routes;

(h) the awarding of contracts under the Committee's auspices;

(i) any proposed by-laws of this Committee;

(j) the sale and purchase of all lands under the Committee's jurisdiction.

7. To recommend annual budgetary requirements to the Finance Committee.

8. To report to Council on all matters relating to the Engineering, Airport, Harbour, Traffic, Streets and Sanitation Departments, and the City functions of the Regional Engineering Department.

LEGISLATION COMMITTEE

52. In addition to the duties prescribed under section 48 and any other by-law of the corporation, the duties of the Legislation Committee shall be as follows:

1. To report and/or recommend to City Council on all matters for which it may be necessary for the corporation to seek legislation not directly related to other Committees, and to make recommendations pertaining to civic hospitality.

2. To recommend to City Council,

(a) action to be taken on resolutions from other municipalities;

(b) all matters related to civic awards;

(c) all matters in connection with receptions and entertainment of a public character;

(d) the City's financial participation in conferences, conventions, etc.;

(e) all tax reductions and adjustments with regard to tax appeals;

(f) the awarding of contracts under the Committee's auspices;

(g) any proposed by-laws of this Committee;

(h) all matters relating to the Hamilton Farmers' Market.

3. To recommend annual budgetary requirements to the Finance Committee.

4. To report to Council on all matters relating to the City Clerk's Department, the City of Hamilton Licensing Committee and the Status of Women.

5. To consider requests for the use of City Hall facilities.

PLANNING AND DEVELOPMENT COMMITTEE

53. In addition to the duties prescribed under section 48 and any other by-law of the corporation, the duties of the Planning and Development Committee shall be as follows:

1. To report and/or recommend to City Council on all matters pertaining to the use of land and the physical development of the City of Hamilton.

2. To recommend to City Council,

(a) all matters which are vested in Council by The Planning Act, related to the Official Plan and Zoning By-laws, subdivision and secondary plans, etc.;

(b) all matters related to redevelopment programmes;

(c) on applications for the demolition of structures;

(d) all matters relating to local architectural conservation and the Housing Company Limited (Hamilton);

(e) the awarding of contracts under the Committee's auspices;

(f) any proposed by-laws of this Committee;

(g) the sale and purchase of all lands under the Committee's jurisdiction;

(h) all matters relating to harbour land use and planning.

3. To decide on applications for Site Plan Control.

4. To recommend annual budgetary requirements to the Finance Committee.

5. To report to Council on all matters relating to the local planning function of the Regional Planning and Development Department, the Building Department, the Community Development Department, the Property Standards Committee, the Committee of Adjustment, and the co-ordination of the Lloyd D. Jackson Square.

PARKS AND RECREATION COMMITTEE

54. In addition to the duties prescribed under section 48 and any other by-laws of the corporation, the duties of the Parks and Recreation Committee shall be as follows:

1. (a) To report and/or recommend to City Council on all matters pertaining to the provision of leisure services as they relate to parks, recreation, museums and historical resources, and the provision of cemetery services;

   (b) For the purpose of this section,

      (i) "public facilities" shall be defined to include recreation centres, rinks and arenas, parks and playgrounds, museums and historical resources and cemeteries;

      (ii) "leisure time services" shall be defined to include active, passive, cultural, spectator, and special event activities, which contribute to the well-being and personal growth and development of the participant.

2. To ensure that a programme to promote the beautification of lawns and gardens of private properties is properly administered, and reported to Council.

3. To ensure that all matters relating to the construction and operation of all City-owned or operated buildings under the auspices of this Committee are properly administered and reported to Council.

4. To ensure that all matters relating to maintenance of park lands and cemeteries are properly administered and reported to Council.

5. To ensure that a liaison is maintained between the City of Hamilton and the Boards of Education regarding the joint community use of facilities for parks and recreation purposes, and the planning and development of school/recreation and historical resource facilities; that a liaison is maintained between the City of Hamilton and other Independent Boards and Commissions, Committees and groups, as related to leisure services.

6. To co-ordinate with other Committees, the planning and implementation of various neighbourhood programmes, and to ensure that those projects as they relate to parks and recreation services are properly managed.

7. To report to Council on all matters relating to the Recreation Department and the Museums and Historical Resources Department.

8. To recommend to City Council,

   (a) all programmes of providing constructive leisure services;

   (b) and regulate the use of public facilities by individuals, organizations or commercial enterprises. This function is to include regulations governing the use of such facilities and rental fees and/or charges relating to same;

   (c) and report on all matters relating to the said public facilities;

   (d) the awarding of contracts under the Committee's auspices;

   (e) any proposed by-laws of this Committee;

   (f) the sale and purchase of all lands under the Committee's jurisdiction.

9. To recommend annual budgetary requirements to the Finance Committee.

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 20

To Amend:

General Zoning By-law No. 6593

Respecting:

HOME OCCUPATION

WHEREAS By-law No. 6593, passed on the 25th day of July, 1950, and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821) provides for the definition of "Home Occupation";

AND WHEREAS it is intended to amend the said zoning by-law by substituting a revised definition of "Home Occupation";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subclause (iii) of clause H of subsection 2 of section 2 is repealed and the following substituted therefor:

(iii) "Home Occupation" shall mean any incidental and secondary use carried on for remuneration entirely within a dwelling unit by members of a family residing in the dwelling unit as their principal place of residence, that does not change the character of the dwelling unit where,

(a) no goods, wares or merchandise or any personal property is kept for sale, offered for sale or sold upon the premises except such goods, wares or merchandise or any personal property that is produced on the premises and;

(b) there is no sign or notice posted on the premises except one unlighted name plate having an area of not more than 0.2 square metres, attached to and as nearly as practicable flush with a wall of the building; and

(c) there is no display to indicate to persons outside the premises that any part of the premises is being used for any purpose other than that of a dwelling; and

(d) no materials, equipment or finished or unfinished goods, wares or merchandise is stored outside of the dwelling or a dwelling unit; and

(e) any part of the basement or cellar and not more than 15% of the habitable floor area of the dwelling unit are used for the following purposes:

1. The incidental and secondary use.

2. The storage of materials, equipment or finished or unfinished goods, wares or merchandise; and

(f) no mechanical or other equipment is used or kept on the premises except as is customarily employed in dwellings for hobbies, domestic or household purposes or for any purpose normal to, or reasonably consistent with, the use of the building as a dwelling; and

(g) no noise, vibration, fumes, odour or dust is emitted to the environment outside of the building,

but does not include an incidental and secondary use that consists of,

(h) hairdressing;

(i) barbering;

(j) motor vehicle repairs, auto body repairing and painting of motor vehicles;

(k) keeping of scrap and salvage material.

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

(1980-1981) 1 R.P.D.C. 6, December 9

The Corporation of the City of Hamilton

BY-LAW NO. 81- 21

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 489 CONCESSION STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 14(1) of By-law No. 6593,

   (a) three dwelling units located in the south building, and

   (b) one dwelling unit and a commercial use located in the north building,

   existing on the date of the passing of this by-law, shall be permitted.

2. Notwithstanding section 4(3) of the said by-law, a second principal building existing on the date of the passing of this by-law, shall be permitted.

3. Sections 14(3)(iii) and 14(4) of the said by-law shall not apply.

4. Section 18(3)(iv) of the said by-law shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-726".

4. Sheet No. E-15 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-726".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

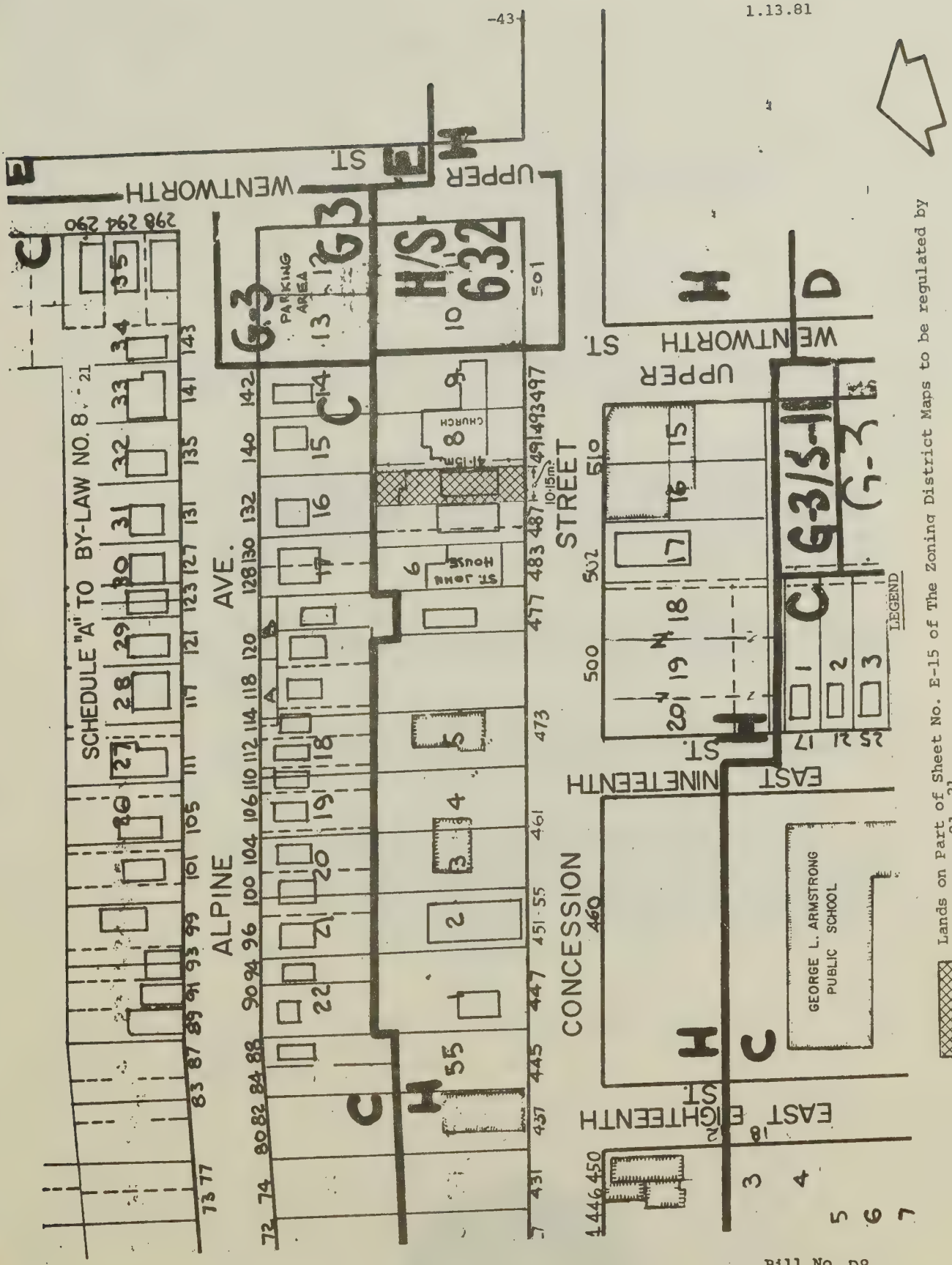
6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk Mayor

(1980-1981) 1 R.P.D.C. 2, December 9
R. Chesal, Owner
Z.A. 80-78

1.13.81



Bill No. D8

This is Schedule "A" to By-law No. 81-21 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-22

To Amend:

By-law No. 80-049

Respecting:

METRICATION

WHEREAS By-law No. 80-049, passed on the 26th day of February, 1980, in accordance with section 45a of The Planning Act, R.S.O. 1970, Chapter 349 provides for the metrication of measurements in General Zoning By-law No. 6593;

AND WHEREAS it is desirable to more accurately state a metric unit other than is presently found in By-law No. 80-049.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The rear yard requirements in section 17C(9) of By-law No. 6593 of 6.5 metres, as set out in column 4 of Schedule "A" to By-law No. 80-049, is amended by striking out "6.5 m" and inserting in lieu thereof "7.5 m".

PASSED this 13th day of January A.D. 1981.

William Powell

City Clerk Mayor

(1979) 34 R.P.D.C. 5, October 9
City Initiative 79-W
Secretary, Planning and
Development Committee
November 27, 1980

The Corporation of the City of Hamilton

BY-LAW NO. 81-23

To Amend:

Zoning By-law No. 80-213

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF WELLINGTON STREET NORTH AND WILSON STREET

WHEREAS By-law No. 80-213, passed on the 29th day of July, 1980, rezoned the land shown on Schedule "A" thereto from "J" (Light and Limited Heavy Industry, etc.) district to "H" (Community Shopping and Commercial, etc.) district;

AND WHEREAS it is intended to provide that the front and rear yard requirements of the "H" District shall not apply;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 and 3 of By-law No. 80-213 are renumbered as 6 and 7, respectively.

2. By-law No. 80-213 is amended by adding the following sections thereto:

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Clauses (i) and (iii) of subsection 3 of section 14 of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-729".

5. Sheet No. E-13 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-729".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of January A.D. 1981.

E. A. Sempson
City Clerk

William Powell
Mayor

(1980) 25 R.P.D.C. 1(b), July 29
(1980-1981) 1 R.P.D.C. 7, December 9

Bethco Limited, Prospective Owner
Z.A. 80-32

The Corporation of the City of Hamilton

BY-LAW NO. 81-24

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF CENTENNIAL PARKWAY NORTH AND THE QUEEN ELIZABETH WAY

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

16. Land located at the south-west corner of Centennial Parkway North and the Queen Elizabeth Way, shown on Appendix 16 hereto annexed and forming part of this by-law.

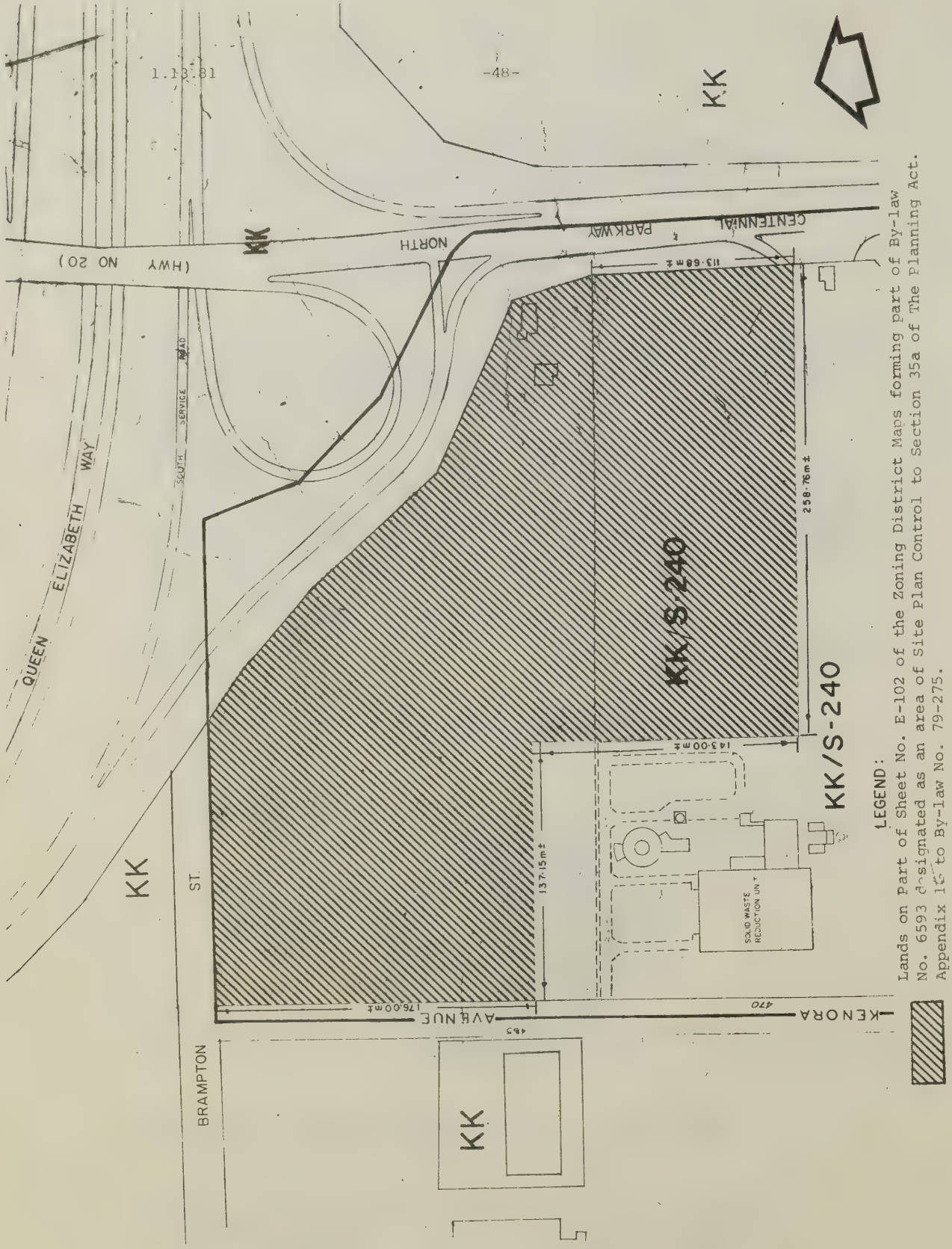
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

(1980-1981) 1 R.P.D.C. 9, December 9
City Initiative



Bill No. D11

This is Schedule "A" to By-law No. 81-24 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D12
1.13.81

The Corporation of the City of Hamilton

BY-LAW NO. 81-25

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 39 and 41 DEVONPORT STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

15. Land located at Municipal Nos. 39 and 41 Devonport Street, shown on Appendix 15 hereto annexed and forming part of this by-law.

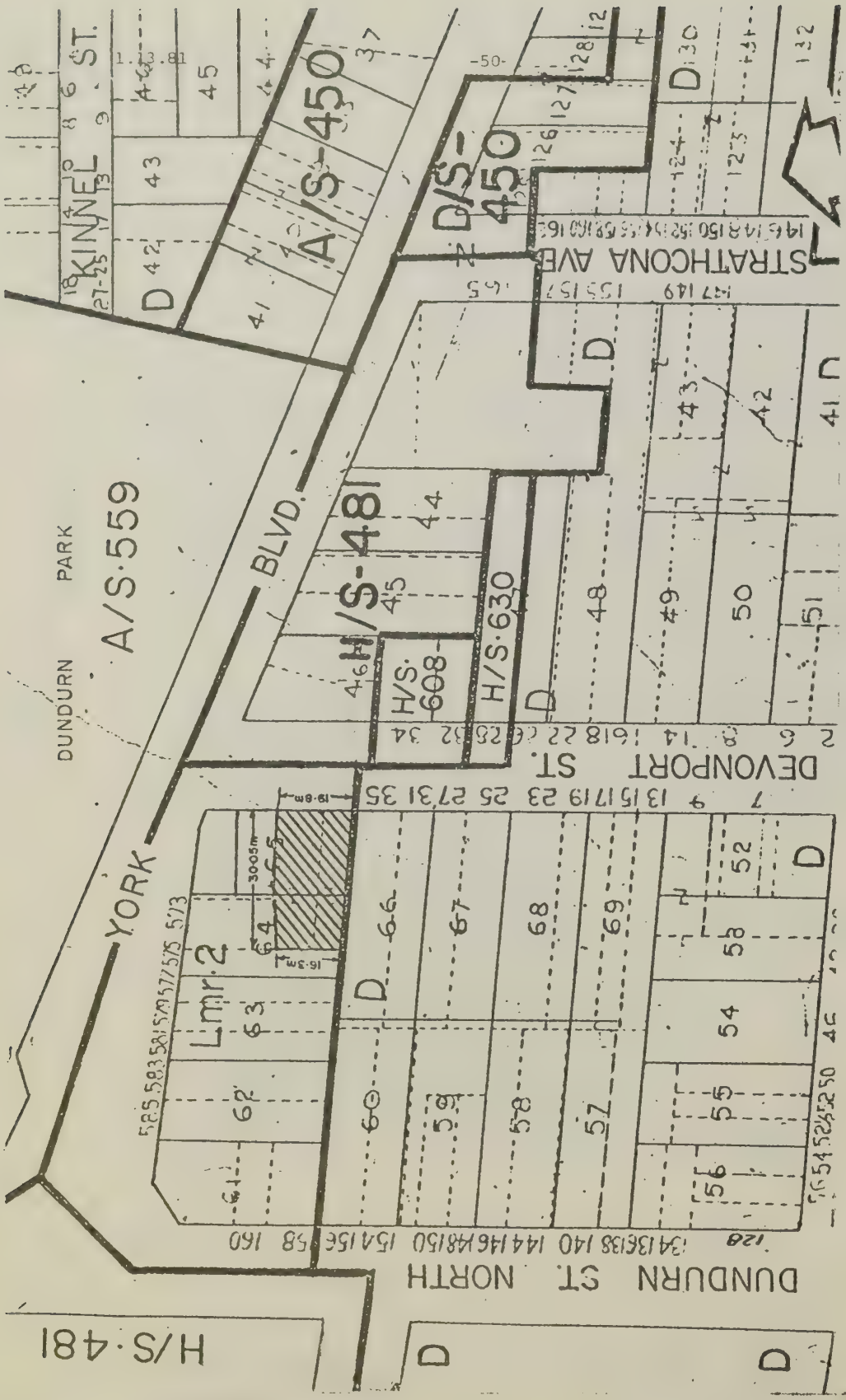
2. Schedule "A" is annexed hereto and forms part of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

(1980-1981) 1 R.P.D.C. 8, December 9
Simcoe and Erie General Insurance Company,
Prospective Owner
Z.A. 80-59



LEGEND

Lands on part of Sheet No. W-11 of the Zoning District maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 15 to By-law No. 79-275.

Bill No. D12

This is Schedule "A" to By-law No. 81-25 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-26

To Repeal:

By-laws Nos. 78-92 and 78-140

Respecting:

LODGING HOUSES AND BOARDING HOUSES

WHEREAS By-law No. 78-92, passed on the 28th day of March, 1978, amended the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district of General Zoning By-law No. 6593 so as to prohibit ordinary lodging houses and boarding houses other than those having care facilities operated or sponsored by public agencies;

AND WHEREAS By-law No. 78-140, passed on the 9th day of May, 1978, amended By-law No. 6593 as amended by By-law No. 78-92, so as to eliminate the prohibition as it affected the "DE", "DE-2", "DE-3" and "G" Districts of By-law No. 6593;

AND WHEREAS clause (i) of the Thirteenth Report of the Planning and Development Committee, adopted by City Council on April 8, 1980, directed that By-laws Nos. 78-92 and 78-140 be repealed.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following By-laws are repealed:

   1. By-law No. 78-92.
   2. By-law No. 78-140.

PASSED this 13th day of January A.D. 1981.

City Clerk

Mayor

(1980) 13 R.P.D.C. 1(i), April 8
City Initiative 79-H

The Corporation of the City of Hamilton

BY-LAW NO. 81- 27

To Amend:

Zoning By-law No. 6593

Respecting:

RESIDENTIAL CARE FACILITIES, SHORT-TERM CARE FACILITIES AND LODGING HOUSES

WHEREAS it is intended to establish new provisions in General Zoning By-law No. 6593 to regulate "residential care facilities", "short-term care facilities" and "lodging houses";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clause A of subsection 2 of section 2 of By-law No. 6593 is amended by striking out "row dwelling" after "multiple dwelling" in the fourth line and substituting "maisonette dwelling, townhouse dwelling, street townhouse dwelling" therefor, and by striking out "ordinary" after "hotel" in the fourth line so that the line shall read as follows:

maisonette dwelling, townhouse dwelling, street townhouse dwelling, hostel, hotel, lodging

(2) Subclause (ii) of clause A of subsection 2 of section 2 of the said by-law is repealed.

(3) Subclauses (v), (vi) and (vii) of clause A of subsection 2 of section 2 of the said by-law are amended by striking out the words "or other shared accommodation", wherever they appear in the subclauses.

(4) Subclause (ix) of clause A of subsection 2 of section 2 of the said by-law is amended by striking out "ordinary" after "home" in the ninth line.

(5) Subclause (xii) of clause A of subsection 2 of section 2 of the said by-law is repealed and the following substituted therefor:

(xii) "lodging house" means a dwelling in which four or more persons are lodging for gain, with or without food and without separate cooking facilities, by the week or more than a week and which is licensed as a lodging house.

(6) Clause A of subsection 2 of section 2 of the said by-law is amended by adding thereto the following clauses:

(xiiaa) "residential care facility" means a fully detached residential building occupied wholly by a maximum number of supervised residents as permitted by a district, exclusive of staff, residing on the premises as a group because of social, emotional, mental or physical handicap or personal distress for the purpose of achieving well-being through either one or more programs of self-help, professional care, guidance, supervision not otherwise beneficially available within the resident's own family or if the resident were residing on the premises where,

(a) the residents are referred to the facility by a hospital, court or government agency; or

(b) the facility received all or part of its non-capital funds from a government; or

(c) the facility is regulated by or supervised under any Federal or Provincial statute or a municipal by-law,

but does not include a foster home, sanitarium, nursing home or home for the aged;

(xiiaaa) "short-term care facility" means a fully detached residential building occupied wholly by a maximum number of residents as permitted by a district, exclusive of staff or a part residential building occupied wholly as to the residential portion of the building by a maximum number of residents as permitted by a district, exclusive of staff, who individually require immediate shelter and assistance for a period normally not exceeding two weeks where,

(a) the residents are referred to the facility by a hospital, court or government agency; or

(b) the facility received all or part of its non-capital funds from a government; or

(c) the facility is regulated by or supervised under any Federal or Provincial statute or a municipal by-law,

but does not include a foster home, sanitarium, nursing home or home for the aged.

2. (1) Clause B of subsection 2 of section 2 of the said by-law is amended by striking out "children's home, a home for the aged or infirm" in the fifth line and substituting in lieu thereof "children's residence, a home for the aged".

(2) Subclause (i) of clause B of subsection 2 of section 2 of the said by-law is repealed and the following substituted therefor:

(i) "children's residence" means all or any part of a building or buildings in which three or more children not of common parentage reside away from the home of their parents or guardians primarily for the purpose of receiving residential care, and includes a foster home or any other home or institution in which three or more children not of common parentage reside and that is supervised or operated by a children's aid society under The Child Welfare Act, 1978, whether or not the children are Crown wards or wards of the society, but does not include,

(a) a house that is licensed under The Private Hospitals Act;

(b) a day nursery within the means of The Day Nurseries Act, 1978;

(c) a summer camp under The Public Health Act;

(d) a home for special care under The Homes for Special Care Act;

(e) part of a public school, separate school, private school or a school for trainable retarded children under The Education Act, 1974;

(f) a hostel intended for short-term accommodation; or

(g) a hospital that is in receipt of financial aid from the Province of Ontario.

(3) Clause B of subsection 2 of section 2 of the said by-law is amended by adding the following subclauses thereto:

(iia) "foster home" means a home, other than the home of the child's parent, in which a child is placed for care and supervision but not for the purposes of adoption;

(iib) "home for the aged" means a home for the aged established and maintained under The Homes For the Aged and Rest Homes Act or any successor thereto or a rest home established and maintained under the said Act;

(4) Subclause (iii) of clause B of subsection 2 of section 2 of the said by-law is repealed.

(5) Subclause (iv) of clause B of subsection 2 of section 2 of the said by-law is repealed and the following substituted therefor:

(iv) "nursing home" means any premises maintained and operated for persons requiring nursing care or in which such care is provided to two or more unrelated persons, but does not include any premises falling under the jursidiction of,

(a) The Charitable Institutions Act;

(b) The Children's Boarding Homes Act;

(c) The Children's Mental Health Centres Act;

(d) The Homes for the Aged and Rest Homes Act;

(e) The Mental Hospitals Act;

(f) The Private Hospitals Act; or

(g) The Public Hospitals Act.

(6) Paragraphs (c) and (d) of subclause (vii) of clause B of subsection 2 of section 2 of the said by-law are repealed.

3. Clause D of subsection 2 of section 2 of the said by-law is amended by striking out "boarding house" at the beginning of the twelfth line and substituting in lieu thereof "lodging house", so that the line shall read as follows:

a lodging house, hotel, or other such residential or other

4. Subclause (vii) of clause J of subsection 2 of section 2 of the said by-law is amended by striking out "boarder or" at the beginning of the seventh line and "ordinary" after "or" in the last line.

5. Clause (ii) of subsection 3 of section 3 of the said by-law is amended by striking out "home" at the end of the second line and inserting in lieu thereof "residence".

6. Clause (bb) of subsection 1 of section 7A of the said by-law is repealed and the following substituted therefor:

(bb) a children's residence.

7. (1) Clause (i) of subsection 1 of sections 8 and 9 of the said by-law is amended by striking out "boarders or" in the second line.

(2) Clause (ii) of subsection 1 of sections 8 and 9 of the said by-law is amended by striking out "boarder or" in the third line.

8. (1) Clause (ii) of subsection 1 of sections 10, 10A, 10B, 10C, 11 and 11B of the said by-law is amended by striking out "boarders or" wherever the words appear in the clause.

(2) Clause (iib) of subsection 1 of section 11 of the said by-law is amended by striking out "boarders or" in the second line.

(3) Clause (iii) of subsection 1 of sections 10A, 10B, 10C and 11B of the said by-law is amended by striking out "boarders or" wherever the words appear in the clause.

(4) Clause (iv) of subsection 1 of section 10 of the said by-law is amended by striking out "boarders or" in the fourth line.

(5) Clause (iv) of subsection 1 of section 10A of the said by-law is amended by striking out "or boarders" in the second line.

(6) Clause (iv) of subsection 1 of sections 10B, 10C and 11B of the said by-law is amended by striking out "boarders and" wherever the words appear in the clause.

9. Clause (vi) of subsection 1 of sections 10B, 10C and 11B of the said by-law is amended by striking out "boarders or" in the first line.

10. (1) Clause (iii) of subsection 1 of section 8 of the said by-law is amended by striking out "or infirm, or children's home" at the end thereof and substituting in lieu thereof "children's residence" so that the clause shall read as follows:

(iii) A public hospital, private hospital, home for the aged, children's residence;

(2) Clause (xiv) of subsection 1 of section 8 of the said by-law is amended by striking out "or infirm" in the second line.

11. (1) Clause (iia) of subsection 1 of section 9 of the said by-law is amended by striking out "or group home for the care of not more than six children under the care of a children's aid society" so that the clause shall read as follows:

(iia) A foster home;

(2) Subsection 1 of section 9 of the said by-law is amended by adding the following clause thereto:

(iib) A residential care facility for the accommodation of not more than 6 residents.

(3) Section 9 is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(5) Except as provided in subsection 6, every residential care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(6) Where the radial separation distance from the lot line of an existing residential care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

12. (1) Clause (v) of subsection 1 of section 10 of the said by-law is repealed and the following substituted therefor:

(v) A lodging house for the accommodation of not more than 6 lodgers having the principal entrance to each residential unit comprised in the lodging house, located within the lodging house.

(2) Clauses (vi), (vii) and (x) of subsection 1 of section 10 of the said by-law are repealed.

(3) Clause (i) of subsection 4 of section 10 of the said by-law is amended by adding "residential care facility or lodging house" after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility or lodging house, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(4) Section 10 of the said by-law is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(6) Except as provided in subsection 7, every residential care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(7) Where the radial separation distance from the lot line of an existing residential care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

13. (1) Subsection 1 of section 10A of the said by-law is amended by adding the following clause thereto:

(viii) A short-term care facility for the accommodation of not more than 6 residents.

(2) Clause (i) of subsection 4 of section 10A of the said by-law is amended by inserting "residential care facility, short-term care facility, or lodging house", after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, or lodging house, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(3) Section 10A is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(6) Except as provided in subsection 7, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(7) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

14. (1) Subsection 1 of section 10B of the said by-law is amended by adding the following clause thereto:

(via) A short-term care facility for the accommodation of not more than 6 residents.

(2) Clause (i) of subsection 4 of section 10B of the said by-law is amended by inserting "residential care facility, short-term care facility, or lodging house" after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, or lodging house, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(3) Section 10B is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

15. (1) Subsection 1 of section 10C of the said by-law is amended by adding the following clause thereto:

(via) A short-term care facility for the accommodation of not more than 6 residents.

(2) Clause (i) of subsection 4 of section 10C of the said by-law is amended by inserting "residential care facility, short-term care facility, or lodging house" after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, or lodging house, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(3) Section 10C is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

16. (1) Subsection 1 of section 11 of the said by-law is amended by adding the following clauses thereto:

(iiib) a residential care facility for the accommodation of not more than 20 residents.

(iiic) a short-term care facility for the accommodation of not more than 20 residents.

(2) Clause (v) of subsection 1 of section 11 of the said by-law is amended by striking out "An ordinary" in the first line and substituting in lieu thereof "A" so that the clause shall read as follows:

(v) A lodging house or tourist home for the accommodation of not more than 20 persons.

(3) Clause (vb) of subsection 1 of section 11 of the said by-law is repealed.

(4) Clause (vii) of subsection 1 of section 11 of the said by-law is amended by striking out "or infirm, or children's home" in the first line so that the clause shall read as follows:

(vii) A home for the aged provided same is used for the sleeping accommodation of not more than 20 persons.

(5) Clause (i) of subsection 4 of section 11 of the said by-law is amended by inserting "residential care facility, short-term care facility, lodging house," after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, lodging house, or two-family dwelling, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(6) Section 11 is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

17. (1) Clause (i) of subsection 4 of section 11A of the said by-law is amended by inserting "residential care facility, short-term care facility, lodging house," after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, lodging house, or two-family dwelling, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(2) Section 11A is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

18. (1) Subsection 1 of section 11B of the said by-law is amended by adding the following clauses thereto:

(via) A residential care facility for the accommodation of not more than 20 residents.

(vib) A short-term care facility for the accommodation of not more than 20 residents.

(2) Clause (i) of subsection 4 of section 11B of the said by-law is amended by inserting "residential care facility or short-term care facility," after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility or short-term care facility, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(3) Section 11B is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

19. (1) Subsection 3 of section 11C of the said by-law is amended by inserting "residential care facility, short-term care facility, lodging house," after "dwelling" in the first line and by striking out "row dwelling", so that the subsection shall read as follows:

(3) Every lot or tract of land upon which a dwelling, residential care facility, short-term care facility, lodging house, or multiple dwelling.

(2) Section 11C is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(6) Except as provided in subsection 7, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(7) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

20. (1) Subsection 1 of section 13 of the said by-law is amended by adding the following clause thereto:

RESIDENTIAL USES

(ia) A short-term care facility for the accommodation of not more than 6 residents.

(2) Clause (i) of subsection 4 of section 13 of the said by-law is amended by inserting "residential care facility, short-term care facility, lodging house," after "dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, lodging house or two-family dwelling, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet);

(3) Section 13 is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(5) Except as provided in subsection 6, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(6) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential

care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

21. Section 13B is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(9) Except as provided in subsection 10, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(10) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

22. (1) Clause (i) of subsection 1 of section 14 of the said by-law is amended by striking out "ordinary" in the first line so that the clause shall read as follows:

(i) A hostel, lodging house, tourist home, and a tourist camp for the accommodation of not more than 50 persons.

(2) Clause (iii)(a) of subsection 1 of section 14 of the said by-law is renumbered (iiia).

(3) Subsection 1 of section 14 of the said by-law is amended by adding the following clauses thereto:

(iiib) A residential care facility for the accommodation of not more than 20 residents.

(iiic) A short-term care facility for the accommodation of not more than 20 residents.

(4) Subclauses (a,b) of clause (ii) of subsection 3 of section 14 of the said by-law are amended by striking out "ordinary lodging house", wherever the words appear in the subclauses.

(5) Clause (i) of subsection 4 of section 14 of the said by-law is amended by inserting "residential care facility, short-term care facility, or lodging house," after "dwelling" in the first line so that the clause shall read as follows:

(i) For a single family dwelling, residential care facility, short-term care facility, or lodging house, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet).

(6) Section 14 is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(7) Except as provided in subsection 8, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(8) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

23. (1) Clause (i) of subsection 4 of section 15 of the said by-law is amended by inserting "residential care facility, short-term care facility, lodging house," after "single-family dwelling" in the first line so that the clause shall read as follows:

(i) for a single family dwelling, residential care facility, short-term care facility, lodging house, or two-family dwelling, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet).

(2) Section 15 is amended by adding the following subsections thereto:

DISTANCE REQUIREMENTS

(6) Except as provided in subsection 7, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(7) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

24. (1) Paragraph 5 of clause (a) of subsection 3 of section 15B of the said by-law is amended by striking out "and ordinary lodging houses", so that the paragraph shall read as follows:

5. A hotel, hostel;

(2) Clause (a) of subsection 3 of section 15B of the said by-law is amended by adding the following paragraphs thereto:

7. A lodging house for the accommodation of not more than 50 lodgers.

8. A residential care facility for the accommodation of not more than 20 residents.

9. A short-term care facility for the accommodation of not more than 20 residents.

(3) Section 15B of the said by-law is amended by adding the following thereto:

(12a) Notwithstanding subsections 9, 10, 11 and 12, in CR-1, CR-2 and CR-3 Districts the following yards shall be provided and maintained appurtenant to every residential care facility, short-term care facility and lodging house upon the same lot within the district:

1. Where a front yard is required for any lot on the same side of a street between two intersecting streets, a front yard of a depth of at least as great as that required for any such lot.

2. Where a residential care facility, short-term care facility or lodging house,

(a) is not over two and one-half storeys or 11.0 metres (36.09 feet) in height, a side yard along each lot line having a width of at least 1.2 metres (3.94 feet);

(b) is over two and one-half storeys or 11.0 metres (36.09 feet) in height, a side yard having a width of at least 2.7 metres (8.86 feet).

3. A rear yard having a depth of at least 7.5 metres (24.61 feet).

(14a) Notwithstanding subsections 13 and 14, every lot or tract of land in a CR-1, CR-2 and CR-3 District on which a residential care facility, short-term care facility or lodging house is erected, converted or reconstructed, shall have within the district, a width of at least 12.0 metres (39.37 feet) and an area of at least 360.0 square metres (3,875.01 square feet).

DISTANCE REQUIREMENTS

(14b) Except as provided in subsection 14c, every residential care facility and every short-term care facility shall be situate on a lot having a minimum radial separation distance of 180.0 metres from the lot line to the lot line of any other lot occupied or as may be occupied by a residential care facility or a short-term care facility.

(14c) Where the radial separation distance from the lot line of an existing residential care facility or an existing short-term care facility is less than 180.0 metres to the lot line of any other lot occupied by a residential care facility or short-term care facility, the existing residential care facility or short-term care facility may be expanded or redeveloped to accommodate not more than the permitted number of residents.

25. (1) Subclause (a) of clause (iv) of subsection 3 of section 18 of the said by-law is amended by striking out "an ordinary" in the first line of the second paragraph and inserting in lieu thereof "a".

(2) Paragraph 3 of subclauses (ac,b) of clause (iv) of subsection 3 of section 18 of the said by-law are amended by striking out "ordinary" wherever it appears in each paragraph 3 and inserting in lieu thereof "a".

(3) Subclause (c) of clause (iv) of subsection 3 of section 18 of the said by-law is amended by striking out the words "ordinary" and "an ordinary" wherever they appear in the subclause and inserting in lieu thereof "a".

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

(1980) 13 R.P.D.C. 1, April 8
City Initiative 79-H

The Corporation of the City of Hamilton

BY-LAW NO. 81-28

To Amend:

Zoning By-law No. 73-115

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 11, 13, 15, 19, 24, 25, 27, 29 and 30 HESS STREET SOUTH and 78, 80, 82 and 84 GEORGE STREET and 263 and 267 KING STREET WEST

WHEREAS By-law No. 73-115, passed on the 10th day of April, 1973 and approved by the Ontario Municipal Board by Order dated the 15th day of August, 1973, provided for (amongst other things) the requirement of a site plan by-law;

AND WHEREAS the site plan by-law is replaced by site plan control provisions of section 35a of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS it is desirable to delete the site plan by-law provision of By-law No. 73-115;

AND WHEREAS it is desirable to clarify the special requirements in By-law No. 73-115 respecting parking and illumination of signs.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause (a) of section 2 of By-law No. 73-115 is repealed.

2. Clause (b) of section 2 of the said by-law is repealed and the following substituted therefor:

(b) Variances providing for the following restrictions:

(i) not less than 3 parking spaces shall be provided for each dwelling converted for commercial and commercial boutique purposes referred to in subclause (ii) of clause (a) of section 1,

(ii) no accessory use referred to in paragraph 2 of subclause (iii) of clause (a) of section 1 shall,

A. have an area greater than 0.4 square metres; and

B. be illuminated, except in a manner which is non-flashing, indirect or internal; and

C. be located less than 1.5 metres from the nearest street line.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-262a".

4. Sheet No. W-4 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 73-115, "S-262a".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk Mayor

(1974) 4 R.P.D.C. 3(b), February 28
Secretary, Planning and Development Committee
Letter dated December 1, 1980

The Corporation of the City of Hamilton

BY-LAW NO. 81-29

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA NORTH OF THE C.N.R. TRACKS, BETWEEN WELLINGTON STREET NORTH AND STRATHEARNE AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, "J" (Light and Limited Heavy Industry, etc.) district, "H" (Community Shopping and Commercial, etc.) district and the "K" (Heavy Industry, etc.) district provisions applicable to the lands the extent and boundaries of which are shown on plans hereto annexed as Schedules "A", "A1", "A2" and "A3", are amended to the extent only of the following variances as special requirements:

1. As to the "D", "J", and "H" Districts shown as Area 1 on Schedule "A", and in respect of dwellings existing at the time of the passing of this by-law, notwithstanding section 10(3)(ii) of By-law No. 6593, a side yard having a width of not less than 0.6 metres shall be permitted.

2. As to the "K" District shown as Areas 2, 3 and 4 on Schedules "A1", "A2" and "A3", respectively, and in respect of dwellings existing at the time of the passing of this by-law,

   (a) alterations and extensions shall be permitted only in accordance with section 10 of By-law No. 6593;

   (b) notwithstanding section 10(3)(ii) of By-law No. 6593, a side yard having a width of not less than 0.6 metres shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D", "J", "H" and "K" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-647b" and "S-727".

4. Sheets Nos. E-11, E-12 and E-20 of the District Maps are amended by marking the lands referred to in section 1, paragraph 1 of this by-law, "S-647b".

5. Sheets Nos. E-10, E-11, E-19, E-20, E-31, E-42 and E-62 of the District Maps are amended by marking the lands referred to in section 1, paragraph 2 of this by-law, "S-727".

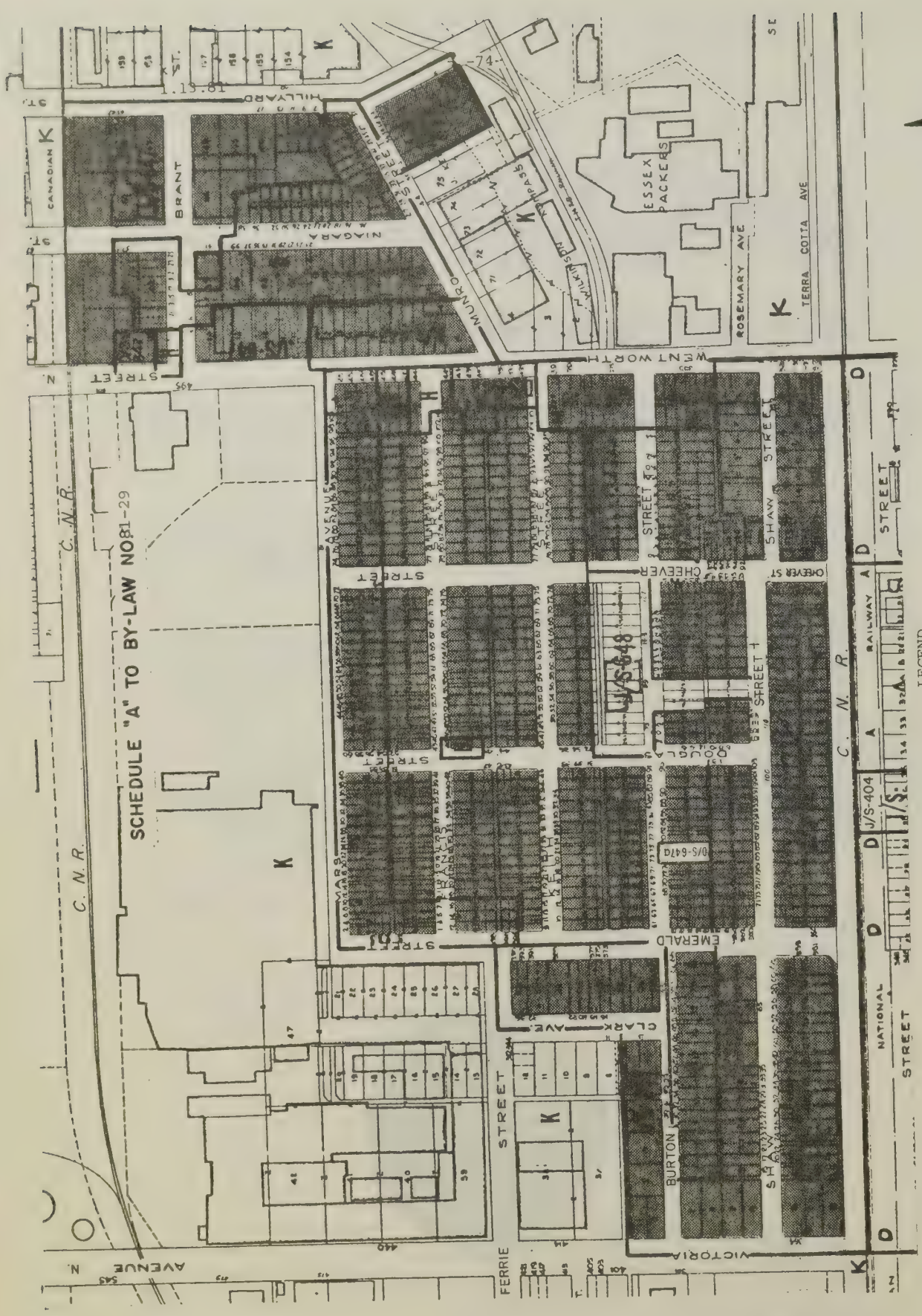
6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 13th day of January A.D. 1981.

City Clerk Mayor

(1980-1981) 1 R.P.D.C. 4,5, December 9
City Initiative 78-T, 80-U



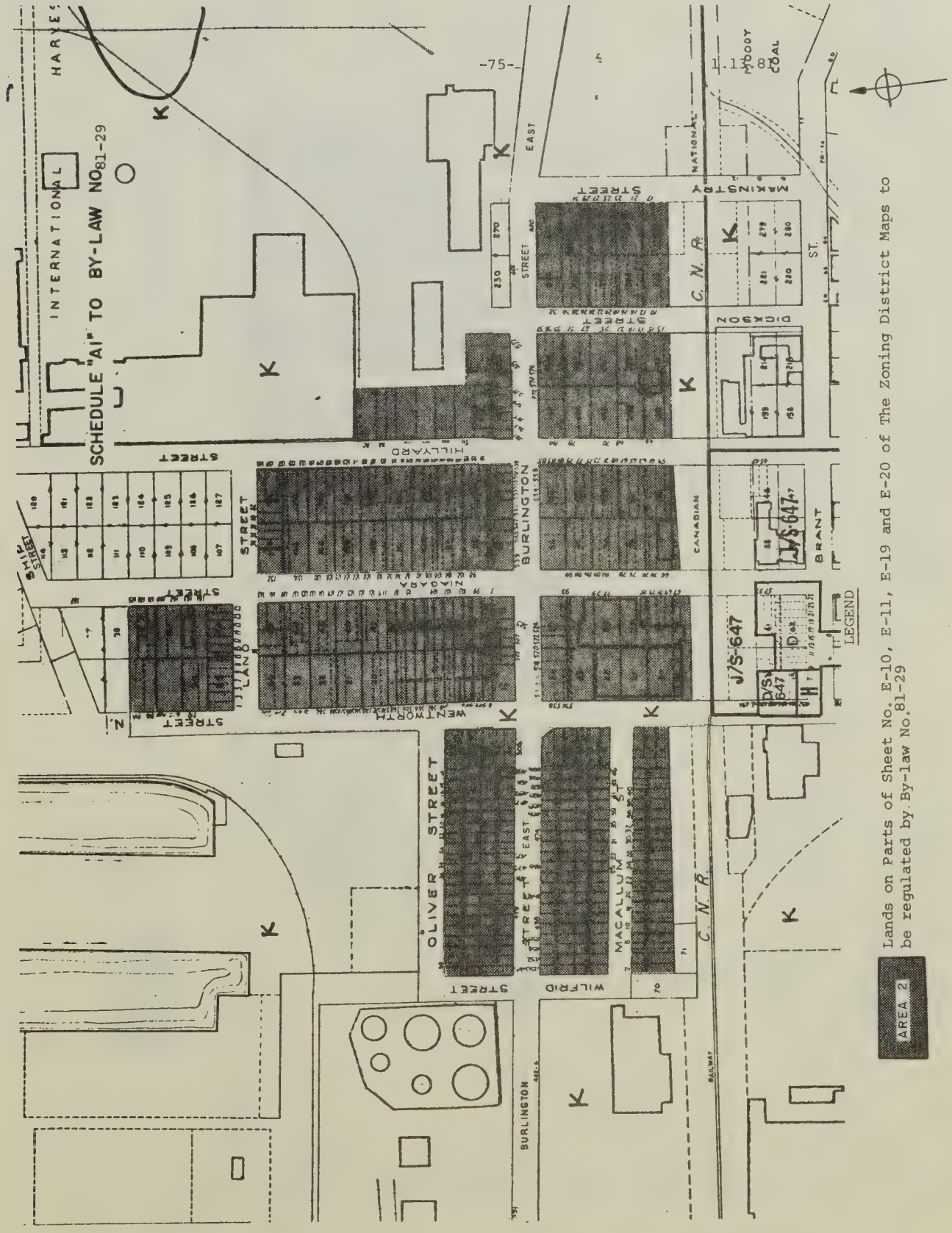
Bill No. D-16

This is Schedule "A" to By-law No. 81-29 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



Lands on Parts of Sheet No. E-10, E-11, E-19 and E-20 of The Zoning District Maps to be regulated by By-law No.81-29

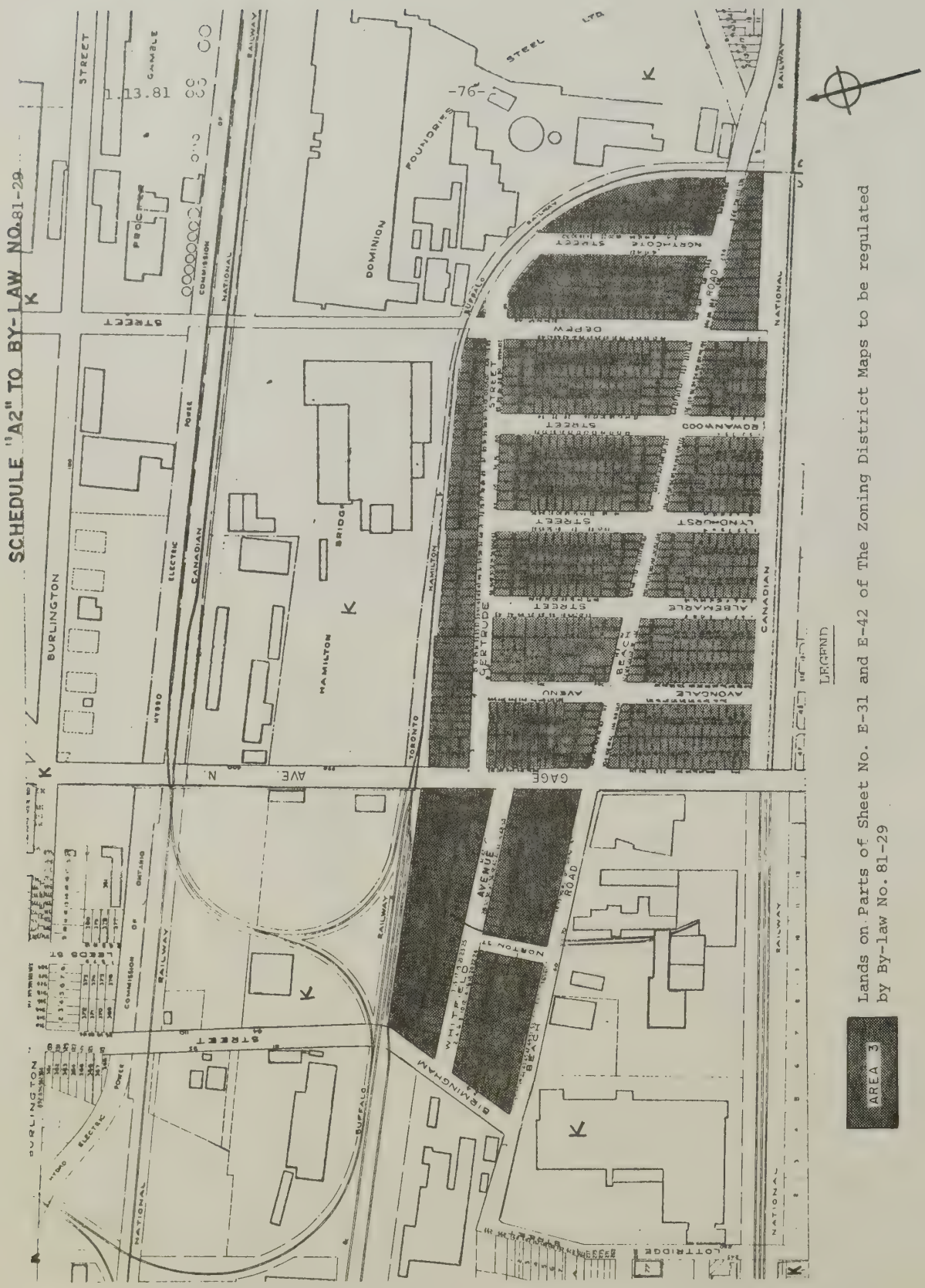
Bill No. D-16

This is Schedule "A1" to By-law No.81-29 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



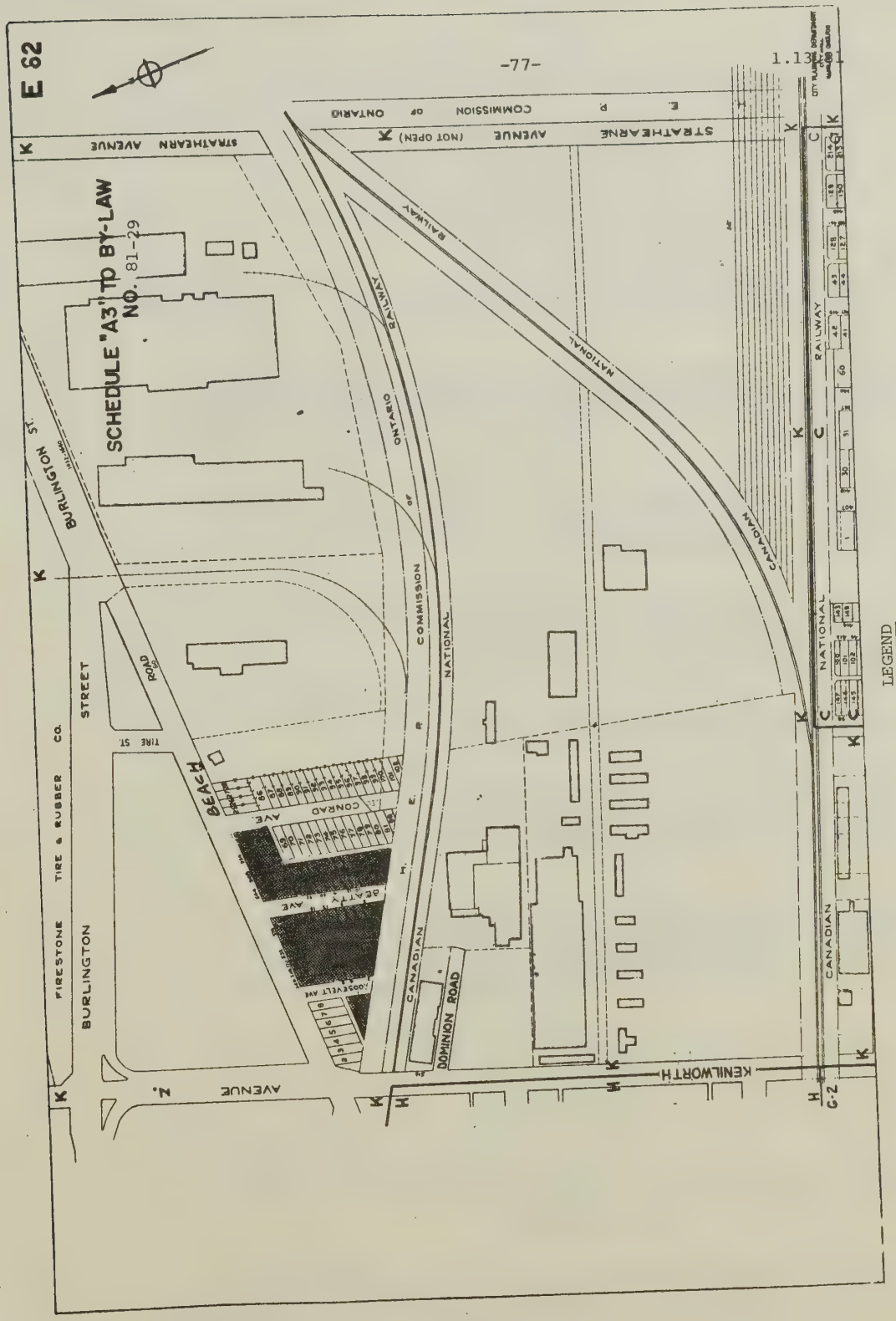
Bill No. D-16

This is Schedule "A2" to By-law No.81-29 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



LEGEND

AREA 4 — Lands on Part of Sheet No. E-62 of The Zoning District Maps to be regulated by By-law No. 81-29

Bill No. D-16

This is Schedule "A3" to By-law No. 81-29 passed the 13th day of January

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-30

To Amend:

Zoning By-law No. 6593

Respecting:

BUSINESS IDENTIFICATION SIGNS IN THE "G" and "G-1" DISTRICTS

WHEREAS By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821), provided for business identification signs;

AND WHEREAS it is intended to amend the said zoning by-law by substituting revised requirements for business identification signs;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Clause H of subsection 2 of section 2 of By-law No. 6593 is amended by adding the following subclauses thereto:

(vie) "sign, business identification" shall mean a sign identifying a business operated on a lot, displaying only one or more of the following content:

1. The name of the business.

2. The registered trademark of the business.

3. The ownership of the business.

4. The name of the activity, product or service available on the premises.

(vif) "sign, shopping centre identification" shall mean a sign identifying a shopping centre operated on a lot, displaying only one or more of the following content:

1. The name of the shopping centre.

2. The registered trademark of the shopping centre.

(vig) "sign, third party" shall mean a sign that directs attention to,

(a) a business, service or entertainment that is conducted, sold or offered for sale or otherwise, elsewhere than on the premises;

(b) one or more goods, wares or merchandise or any personal property.

2. Clauses (xv) and (xva) of subsection 1 of section 13 of the said by-law are repealed and the following substituted therefor:

(xv) A business identification sign that is a wall sign of an occupancy or use, that complies with the following requirements:

1. No sign shall exceed 2.0 metres in height.

2. The total aggregate area of all the signs shall not exceed 0.5 square metres for each 0.5 metres of exterior lineal face of the building.

3. Every sign shall be parallel to the wall to which it is affixed.

4. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

(xva) A third party sign that is a wall sign pertaining to any commercial matter other than the wall sign referred to in clause (xv), that complies with the following requirements:

1. The total aggregate area of all the signs shall not exceed 0.5 square metres for every 0.5 metres of total street frontage on which the shopping centre abuts.

2. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

3. No sign shall be situated in any required yard except to the extent of not more than 0.1 metres but only if the sign is approximately parallel with the wall of the building and is distant from the wall not more than 0.1 metres.

3. Clauses (x), (xi) and (xii) of subsection 1 and clauses (a) and (b) of subsection 2 of section 13A of the said by-law are repealed and the following substituted therefor:

(x) A business identification sign that is a wall sign or roof sign of an occupancy or use, that complies with the following requirements:

1. No sign shall be more than 2.0 metres in height.

2. The total aggregate area of all the signs shall not exceed 0.5 square metres for each 0.5 metres of exterior lineal face of the building.

3. Every wall sign shall be parallel to the wall to which it is affixed.

4. No sign shall project more than 1.0 metres above the top of the building having only one storey, or not more than 1.0 metres above the top of the first storey of a building having more than one storey.

5. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

(xi) A third party sign that is a wall sign, roof sign or ground sign pertaining to any commercial matter other than the wall sign or roof sign referred to in clause (x) and the wall sign or ground sign referred to in clause (xii), that complies with the following requirements:

1. The total aggregate area of all the signs shall not exceed 0.5 square metres for every 0.5 metres of total street frontage on which the shopping centre abuts.

2. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

3. No sign shall be situated in any required yard except,

(i) to the extent of not more than 0.1 metres in the case of a wall sign, or to the extent of not more than 0.5 metres in the case of a ground sign, but only if each such sign is approximately parallel with the wall of the building and is distant from the wall not more than 0.1 metres;

(ii) a ground sign where the side lot line or rear lot line abuts a commercial district or an industrial district on the same side of the street but only if,

A. the lot situate in the commercial or industrial district abutting the "G-1" District is occupied by a building that is wholly used for commercial or other permitted purposes other than residential purposes and not as an accessory building; and

B. no part of the sign or its supporting structure is less than 0.5 metres or more than 1.0 metres from any such lot line or less than 11.0 metres from any street line.

4. Where a building is more than 0.1 metres from any required yard, no part of the sign or its supporting structure shall be distant more than 0.5 metres from the building.

(xii) A shopping centre identification sign that is a wall sign or ground sign that complies with the following requirements:

1. Not more than two signs shall be erected on a lot having more than one street frontage.

2. No sign shall be more than 21.0 square metres in area.

3. Not more than 6.0 square metres of sign area may be used for either temporary advertising or business identification, or any combination thereof.

4. Every wall sign shall be parallel to the wall to which it is affixed.

5. No sign shall be illuminated unless the source of light is steady and suitably shielded to contain the illumination.

4. Clause (vi) of subsection 3 of section 18 of the said by-law is amended by adding the following subclause thereto:

(eee) Where a wall sign is permitted that is approximately parallel to the wall of a building and has an area not more than 5.5 square metres, the sign may project into the required yard not more than 0.5 metres from the existing face of the building.

5. Subclause (j) of clause (vi) of subsection 3 of section 18 of the said by-law is repealed and the following subclause substituted therefor:

(j) In any commercial or industrial district in which a billboard is a permitted use, the billboard may project into the required side yard of a corner lot that abuts a flankage street.

PASSED this 13th day of January A.D. 1981.

City Clerk

Mayor

(1980) 31 R.P.D.C. 4, October 28
City Initiative 80-S

The Corporation of the City of Hamilton

BY-LAW NO. 81-31

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Upper Horning Road;

2. The special assessment to pay a portion of the cost of the works by the abutting owners;

3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 8 of the 11th Report of the Traffic and Engineering Committee on the 24th day of June, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 14th day of November, 1980 issue Order No. E801494 approving the application of The Corporation of the City of Hamilton for:

(a) the construction of certain works as local improvements on the initiative plan at an estimated cost of $212,000.00, and

(b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of $40,215.49 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed $212,000.00.

2. The share or portion of the estimated cost of the works in the amount of $40,215.49 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

...2

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth

(a) to the extent sufficient to provide an amount not exceeding $40,215.49 and

(b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

4. The Regional Engineer is hereby authorized to -

(a) prepare all necessary plans, specifications and reports required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 13th day of January A.D. 1980.

City Clerk

Mayor

SCHEDULE "A"

The Construction of:

ROADWAY, on:	ESTIMATED COST
1. UPPER HORNING ROAD from Mohawk Road to 310 metres southerly	$200,000.00
CONCRETE CURB ONLY, on:	
2. UPPER HORNING ROAD (west side) from Mohawk Road to 310 metres southerly	12,000.00

at the costs and charges not exceeding those set out below:

City's share	$171,784.51
Owners' share	40,215.49
Total Estimated Cost	$212,000.00

Estimated Cost per metre frontage: $57.50 (Road)
$17.00 (Curb)

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 81-32

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Birge Street;

2. The special assessment to pay a portion of the cost of the works by the abutting owners;

3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 11 of the 11th Report of the Traffic and Engineering Committee on the 24th day of June, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 14th day of November, 1980 issue Order No. E 801493 approving the application of The Corporation of the City of Hamilton for:

(a) the construction of certain works as local improvements on the initiative plan at an estimated cost of $68,700.00, and

(b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of $12,340.08 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed $68,700.00.

2. The share or portion of the estimated cost of the works in the amount of $12,340.08 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

(a) to the extent sufficient to provide an amount not exceeding $12,340.08 and

(b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

4. The Regional Engineer is hereby authorized to -

(a) prepare all necessary plans, specifications and reports required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 13th day of January A.D. 1980.

City Clerk

William Powell
Mayor

SCHEDULE "A"

The Construction on the north side of Birge Street from Cheever Street to Wentworth Street of a roadway and concrete curbs at the costs and charges not exceeding those set out below:

City's share	$56,359.92
Owners' share	12,340.08
Total Estimated Cost	$68,700.00

Estimated cost per metre frontage: $57.50 (Road)
$17.00 (Curbs)

Fifteen annual instalments

The Corporation of the City of Hamilton

BY-LAW NO. 81-33

To Authorize:

1. The construction of local improvements without petition under Section 12 of The Local Improvement Act on Severn Street;

2. The special assessment to pay a portion of the cost of the works by the abutting owners;

3. The preparation of plans, specifications and reports and the supervision of the construction by the Regional Commissioner of Engineering.

WHEREAS the Council of The Corporation of the City of Hamilton did adopt Item 7 of the 11th Report of the Traffic and Engineering Committee on the 24th day of June, 1980;

AND WHEREAS it is expedient to proceed without petition to undertake as local improvements the works hereinafter described;

AND WHEREAS notice of Council's intention to undertake the works as local improvements has been given by publication of the notice and by service of it upon the owners of the lots liable to be specially assessed under Section 12 of The Local Improvement Act;

AND WHEREAS a majority of the owners, representing at least one-half of the value of the lots that are liable to be specially assessed have not, within one month after first publication, petitioned the Council not to proceed with the works;

AND WHEREAS the Council has procured to be made reports, estimates and statements required for the undertaking of the said works;

AND WHEREAS the Ontario Municipal Board did on the 17th day of November, 1980 issue Order No. E 801495 approving the application of The Corporation of the City of Hamilton for:

(a) the construction of certain works as local improvements on the initiative plan at an estimated cost of $50,000.00, and

(b) the issue by The Regional Municipality of Hamilton-Wentworth of debentures in the sum of $10,581.73 for the purpose.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The construction of the works more particularly described in Schedule "A" hereto annexed, may be proceeded with under The Local Improvement Act, at an estimated cost not to exceed $50,000.00.

2. The share or portion of the estimated cost of the works in the amount of $10,581.73 to be borne by the lands abutting directly on the works and the estimated cost per foot to be rated shall be as set out in Schedule "A", provided that the actual rate per foot shall be specially assessed upon the lots abutting directly on the works and payable in equal annual instalments until fully paid.

...2

3. Pending payment of the share or portion of the total cost referred to in section 2, the said share or portion shall be financed by the issue of debentures by The Regional Municipality of Hamilton-Wentworth -

(a) to the extent sufficient to provide an amount not exceeding $10,581.73 and

(b) repayable over a term not exceeding fifteen years, chargeable to The Corporation of the City of Hamilton.

4. The Regional Engineer is hereby authorized to -

(a) prepare all necessary plans, specifications and reports required for the construction of the works, and

(b) supervise construction of the works.

5. The Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Hamilton all contracts necessary for the construction of the works.

PASSED this 13th day of January A.D. 1980.

City Clerk

William Powell
Mayor

SCHEDULE "A"

The Construction on Severn Street from Colbourne Street to the south end of a roadway at the costs and charges not exceeding those set out below:

City's share	$39,418.27
Owners' share	10,581.73
Total Estimated Cost	$50,000.00

Estimated Cost per metre frontage: $57.50

Fifteen annual instalments

BY-LAW NO. 81 - 34

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of The City of Hamilton enacts as follows:-

1. Schedule 29 (No Stopping Areas) is hereby amended by deleting from Section A (No Stopping Anytime) the following item, namely:-

"Wilfred	West	Burlington to Oliver"

and by adding thereto the following items, namely:-

"Beach Road	North	Kenilworth to Burlington
Justine	Both	Province to 60 ft. westerly
Balmoral	West	Justine to 47 ft. southerly".

2. Schedule 37 (Snow Routes) is hereby amended by adding thereto the following items, namely:-

"Kenora	Barton	Village Drive
Wilfred	Burlington	Oliver
Oliver	Wilfred	Wentworth
Wentworth	Burlington	Oliver
San Remo	San Antonio	Lavina
Lavina	San Remo	Magnolia
Magnolia	Lavina	Mohawk".

3. Sub-section 13a of Section 27 of By-law 66-100 To Regulate Traffic is hereby rescinded, and Schedule 37 (TRAFFIC ON CLOSED STREETS) is hereby deleted from the said By-law.

PASSED this thirteenth day of January , A.D. 1981.

E A Simpson
City Clerk

William Powell
Mayor

Bill No. E8
1.13.81

BY-LAW NO. 81 - 35

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966 is hereby further amended:

(a) by deleting from Section 7 (Three Hour Limit 8:00 A.M. - 6:00 P.M., Monday to Saturday) the following item, namely:-

"Ashley	West	From 30 ft. south of Cannon to 66 ft. southerly".

(b) by adding to Section 5 (One Hour Limit 8:00 A.M. - 6:00 P.M., Monday to Saturday) the following item, namely:-

"Ashley	West	From 30 ft. south of Cannon to 96 ft. south of Cannon".

2. Schedule 26 (No Parking Areas) is hereby amended:

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"Ruth	East	From 30 ft. north of Barton to 25 ft. northerly
Cranbrook	West and South	Greendale to westerly end of street".

(b) by adding to Section A (No Parking Anytime) the following items, namely:-

"Grafton	South	End to End
Cranbrook	South, West and North	Westerly end to westerly Limits of Courtland
Regency	East	Mohawk to Summerlea Drive
Kenora	East	Barton to Village Drive".

3. Schedule 27 (Alternate Side Parking) is hereby amended by deleting the following item, namely:-

"Grafton End to End	North	South

PASSED this thirteenth day of January , A.D. 1981.

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-36

To Establish:

THE OFFICE AND PRESCRIBE THE DUTIES OF A CHIEF ADMINISTRATIVE OFFICER

WHEREAS section 214 of The Municipal Act, R.S.O. 1970, Chapter 284 provides as follows:

214. The council may by by-law appoint a chief administrative officer, who,

(a) shall have such general control and management of the administration of the government and affairs of the municipal corporation and perform such duties as the council by by-law prescribes; and

(b) shall be responsible for the efficient administration of all its departments to the extent that he is given authority and control over them by by-law;

AND WHEREAS it is desirable to establish the office of and prescribe the duties of a chief administrative officer.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The office of chief administrative officer is hereby established.

2. In addition to such other duties as City Council may from time to time prescribe, the chief administrative officer shall perform the following duties:

1. Administer the affairs of the City of Hamilton in accordance with policies and plans approved and established by city council.

2. Advise and assist city council and the appropriate committee of council in carrying out their respective duties and responsibilities.

3. Implement, in conjunction with Department Heads involved, policies and decisions of city council.

4. Maintain appropriate checks on approved programs; take such action, together with the Department Head, for implementation of the programs; report to the appropriate committee and city council on the programs.

5. Review city council agendas and co-ordinate submission to city council of all relevant material and reports pertaining to any matter coming before city council or its committees.

6. Meet with appropriate Department Head and appropriate secretary of a committee as may be necessary or advisable, for the purpose of reviewing items proposed for the agendas of council and committees in order to determine that the items are appropriate to the agenda, that there is sufficient information, that the content of any recommendation and report to city council is satisfactory.

7. Co-ordinate the collective activities of all city departments including officers and employees for the purpose of efficiency and consistency in implementing policies and decisions of city council.

8. Meet bi-weekly or as often as may be necessary with all Department Heads to review the operations for the purpose of assuring conformity with the policies and decisions of city council.

9. Advise and assist members of city council and Department Heads, when requested, in relation to implementing policies and decisions of city council.

10. Attend at all city council meetings and attend at committee meetings upon request or as may be necessary or advisable.

11. Review the municipal organization and department structure with Department Heads and recommend to city council any changes that will improve the efficiency and effectiveness of the municipal operation and the delivery of services to the public.

12. Assist, in conjunction with the City Treasurer, Department Heads and the committees, preparation of departmental estimates for presentation to the Finance Committee and to city council.

13. Recommend to the Personnel Committee, in conjunction with the Director of Personnel and the approval of the Department Head involved, appointment, employment, suspension or dismissal of officers and servants not covered by collective bargaining agreements.

14. Carry out, in conjunction with the Personnel Director, under direction of the Personnel Committee, collective bargaining with the civic unions and associations and recommend agreements for approval to the Personnel Committee.

15. Recommend to the Personnel Committee the appointment, suspension or dismissal of Department Heads.

16. Recommend, in conjunction with the Director of Personnel and the approval of the Department Head involved, appointment and employment of all other employees in accordance with the procedures laid down in collective bargaining agreements, and to recommend to the Personnel Committee suspension or dismissal for cause subsequent to which the grievance procedure laid down in the collective bargaining agreements, apply.

17. Authorize the purchase of goods, supplies and services, the cost of which do not exceed $5,000.00 and to submit the accounts for the purchases for payment to the Finance Committee.

PASSED this 13th day of January A.D. 1981.

City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 37

To Appoint:

A CHIEF ADMINISTRATIVE OFFICER

WHEREAS section 214 of The Municipal Act, R.S.O. 1970, Chapter 284 provides as follows:

> 214. The council may by by-law appoint a chief administrative officer, who,
>
> (a) shall have such general control and management of the administration of the government and affairs of the municipal corporation and perform such duties as the council by by-law prescribes; and
>
> (b) shall be responsible for the efficient administration of all its departments to the extent that he is given authority and control over them by by-law;

AND WHEREAS paragraph 63 of section 352 of the said Act provides as follows:

> 63. For appointing such officers and servants as may be necessary for the purposes of the corporation, or for carrying into effect the provisions of any Act of the Legislature or by-law of the council, and for fixing their remuneration and prescribing their duties, and the security to be given for the performance of them;

AND WHEREAS it is desirable to appoint a chief administrative officer to exercise the office and perform the duties as prescribed by By-law No. 81-

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Mr. Louis Sage is hereby appointed chief administrative officer of the City of Hamilton, commencing on the 19th day of January, 1981.

2. The chief administrative officer referred to in section 1, is appointed subject to the following conditions:

> 1. Salary paid shall be the 4th level of salary grade 1-B, in the amount of $61,552.35, upon appointment and is to be reviewed on July 1, 1981 with a view to placement in the 5th and final level of the said grade.
>
> 2. Sick leave credits shall be transferred fully funded from Sudbury.
>
> 3. Four weeks annual vacation shall be granted in the first year of employment.

4. A City of Hamilton car shall be provided for personal use upon payment by the chief administrative officer of $65.00 per month adjusted during subsequent years following appointment to reflect increases to the City due to inflation.

5. The chief administrative officer shall receive all fringe benefits and be subject to the conditions of employment equivalent to the conditions of employment applicable to the head of a department.

6. The appointment shall not be terminated except by a by-law passed at a meeting of Council duly called after a written notice of motion given at a previous Council meeting and only on the affirmative vote of at least two-thirds of all members of Council.

3. The chief administrative officer referred to in section 1 shall, following appointment, be compensated as follows:

1. The full cost of moving expenses.

2. Payment of legal and real estate fees incurred in the sale of his home.

3. All reasonable expenses during the transition period from the date of appointment up to and including May 31, 1981 or until the sale of his home, whichever comes first.

PASSED this 13th day of January A.D. 1981.

William Powell
Mayor

E. A. Simpson
City Clerk

(1980-1981) 1 R.P.C. 1, December 9

The Corporation of the City of Hamilton

BY-LAW NO. 81-38

To Amend:

By-law No. 4797

Respecting:

VARIOUS PROVISIONS

WHEREAS under section 1 of The City of Hamilton Act, S.O. 1951, Chapter 103, The Corporation of the City of Hamilton may pass by-laws,

1. "for amending and revising from time to time By-law No. 4797", and

2. "for regulating, in any such amending or revising of said By-law No. 4797, all matters relating to the design, erection, alteration, demolition, removal, maintenance and use of buildings and structures, and the use of land and the design, construction, installation, alteration, maintenance and use of all equipment, facilities, matters and things, for the better protection of persons and property from unsafe conditions as regards danger from fire or risk of accident...";

AND WHEREAS it is desirable to delete various provisions respecting matters that are dealt with in the Ontario Building Code and under The Explosives Act and to make certain other changes so as to clarify the meaning and application of By-law No. 4797.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 100A of Article I of By-law No. 4797 is amended by,

(a) renumbering paragraph 1 as subsection 1; and

(b) deleting the lettering of clauses (a) to (n), inclusive and substituting in lieu thereof the numerals 1 to 12, inclusive; and

(c) renumbering paragraph 2 as subsection 2.

2. (1) Section 201 of Article II of the said by-law is amended by numbering each of the clauses as paragraphs 1 to 134, inclusive.

(2) The following enumerated clauses of section 201 of Article II of the said by-law referred to in column 1, defining the words referred to in column 2, are repealed:

Clause No. (Col. 1)	Words Defined (Col. 2)
5	"Approved-Masonry"
18	"Cement mortar"
19	"Cement plaster"
20	"Cement lime mortar"
23	"Chief smoke inspector"
38	"Dwelling, Row"
39	"Dwelling, Split Level"
40	"Dwelling, One Storey Split Level"
45	"Explosive"
49	"Fire-limits" or "limits"
50	"Fireproof construction"
53	"Fire tower"
62	"Footing"
63	"Foundation-wall"
69	"Gypsum plaster"
70	"Gypsum mortar"
74	"Heavy timber construction"
75	"Height"
76	"Hollow-block"
77	"Horsepower"
81	"Lime Mortar"
82	"Lime cement mortar"
84	"Masonry"
85	"Masonry, approved"
86	"Mansard roof"
88	"Metal-frame construction"
89	"Mill construction"
96	"Ordinary construction"
103	"Reinforced concrete"
109	"Sheathing"
111	"Skeleton construction"
112	"Solid-block"
113	"Spandril wall"
116	"Square"
123	"Sunroom" or "sunporch"
127	"Wood Frame Construction"
128	"Straight Frame Construction"
129	"Straight Frame Fire-Stopped Construction
130	"Special Frame Construction"
131	"Protected Frame Construction"
132	"Protected Frame Fire-Stopped Construction"

(3) Paragraph 14 of section 201 of Article II of the said by-law is amended by striking out "Building-Zoning Inspector" in the second and third lines and substituting in lieu thereof "Property Standards Officer".

(4) Paragraph 31 of section 201 of Article II of the said by-law is repealed and the following substituted therefor:

31. "Curb-level" shall mean the elevation of the grade of the highway as fixed by the City Engineer or the Regional Commissioner of Engineering, but when used with reference to an excavation, it shall mean the elevation of the grade of the highway where it is nearest to the excavation.

3. Section 401 of Article IV of the said by-law is amended by inserting after "By-law" in the second and fourth lines "or building code".

4. (1) Section 403A of Article IV of the said by-law is amended by striking out the letters for each of the clauses (a) to (m), inclusive and substituting in lieu thereof the numerals 1 to 12, inclusive and by striking out the numerals (i) and (ii) in paragraph 1 and substituting in lieu thereof (a) and (b).

(2) Paragraph 2 of section 403A of Article IV of the said by-law is amended by striking out "advertised" in the first line and substituting in lieu thereof "advertising".

(3) Paragraph 11 of section 403A of Article IV of the said by-law is amended by inserting after "storeys" in the second line "above grade".

(4) Paragraph 12 of section 403A of Article IV of the said by-law is amended by adding the following clause thereto:

(e) are interconnected in such a manner that activation of one detector will cause all others to activate.

5. Section 1309 of Article XIII of the said by-law is repealed.

6. Sections 1502 and 1509 of Article XV of the said by-law are repealed and the following substituted therefor:

1502(4) The occupier of every place of assembly shall keep posted prominently in every storey or every part of a storey where such assembly may occur, a Notice in characters easily legible to the naked eye at a distance of 10 feet. Such Notice shall state the maximum number of persons which the floors in question may safely accommodate and for whom adequate means of egress, in case of fire, have been provided. This Notice will be issued by the Chief Building Official for the Chief Fire Prevention Officer.

7. Paragraph 1 of section F1501 of Article XV-F of the said by-law is amended by,

(a) renumbering paragraph 1 as subsection 1; and

(b) striking out the letters for each of the clauses (a) to (j), inclusive and substituting in lieu thereof the numerals 1 to 9, inclusive; and

(c) renumbering subclause (i) of clause (k) as paragraph 10 and by renumbering subclauses (ii) and (iii) as paragraphs 11 and 12; and

(d) renumbering subclauses (i) and (ii) of clause (m) as paragraphs 13 and 14;

(e) striking out the letters for each of the clauses (n) and (o) and substituting in lieu thereof 15 and 16.

8. Paragraph 2 of section F1501 of Article XV-F of the said by-law is amended by,

(a) renumbering paragraph 2 as subsection 2; and

(b) striking out the letters for each of the clauses (a) to (q), inclusive, and substituting in lieu thereof the numerals 1 to 16, inclusive.

9. The first paragraph of section F1502 of Article XV-F of the said by-law is amended by,

(a) striking out "namely" at the end thereof; and

(b) striking out the letters for each of the clauses (a) to (m), inclusive and substituting in lieu thereof the numerals 1 to 11, inclusive; and

(c) renumbering subclauses (i) to (vi), inclusive, of paragraph 11, as (a) to (f), inclusive.

10. Section F1503 of Article XV-F of the said by-law is amended by,

(a) striking out the letters for each of the clauses (a) to (e), inclusive and substituting in lieu thereof the numerals 1 to 5, inclusive; and

(b) striking out at the end of paragraph 2 "hereinbefore provided for fixed seats" and substituting in lieu thereof "of the building code".

11. Section F1503A of Article XV-F of the said by-law is amended by striking out the numeral 1 at the beginning of the first paragraph and inserting a colon at the end thereof, and by striking out the numerals for each of the clauses 2 to 8, inclusive and substituting in lieu thereof the numerals 1 to 7, inclusive.

12. Section F1504 of Article XV-F of the said by-law is amended by striking out the letters for clauses (a) and (b) and substituting in lieu thereof the numerals 1 and 2.

13. Paragraph 7 of section F1506 of Article XV-F of the said by-law is amended by striking out "section 1207 of this By-law" in the third and last lines, and substituting in lieu thereof "the building code".

14. Section F1508 of Article XV-F of the said by-law is amended by striking out the letters for each of the clauses (a) to (e), inclusive, and substituting in lieu thereof the numerals 1 to 5, inclusive.

15. Section F1510 of Article XV-F of the said by-law is amended by striking out the letters for each of the clauses (a) to (e), inclusive, and substituting in lieu thereof the numerals 1 to 5, inclusive.

16. Section F1511 of Article XV-F of the said by-law is amended by striking out the letters for each of the clauses (a) to (e), inclusive, and substituting in lieu thereof the numerals 1 to 5, inclusive.

17. Section F1512 of Article XV-F of the said by-law is amended by,

(a) striking out the numeral 1 at the beginning of the first paragraph; and

(b) striking out the letters (a) to (k), inclusive; and

(c) numbering each of the first paragraphs immediately following the headings as numerals 1 to 11, inclusive; and

(d) by lettering the first and second subparagraphs immediately following paragraph 1 as (a) and (b); and

(e) by lettering the first, second and third subparagraphs immediately following paragraph 2 as (a), (b) and (c); and

(f) by lettering the first and second subparagraphs immediately following paragraph 4 as (a) and (b); and

(g) by lettering the first subparagraph immediately following paragraph 11 as (a) and by numbering the first and second subparagraphs immediately following subparagraph (a) as (i) and (ii).

18. Paragraph 7(a) of section F1514 of Article XV-F of the said by-law is amended by,

(a) striking out 6(a) at the beginning thereof and substituting in lieu thereof the numeral 6a; and

(b) renumbering subclauses (i), (ii) and (iii), inclusive of paragraph 6a as (a), (b) and (c); and

(c) renumbering clause (b) as 6b; and

(d) striking out "clause a" in the first line of paragraph 6b and substituting in lieu thereof "paragraph 6a".

19. (1) Subsection 1 of section 1700 of Article XVII of the said by-law is amended by striking out "commissioner" in the third and sixth lines and "building inspector" in the third line, and by striking out "Summary Convictions Act" in the last line and inserting in lieu thereof "Provincial Offences Act, 1979".

(2) Subsection 2 of section 1700 of Article XVII of the said by-law is amended by striking out "commissioner" in the second line.

PASSED this 13th day of January A.D. 1981.

City Clerk

Mayor

(1981) 1 R.P.C. 2, January 13

Bill No. B-7

BY-LAW NO. 81-39

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13th DAY OF January A.D., 1981.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 13th day of January A.D., 1981.

E. A. Lumpson
City Clerk

William Powell
Mayor

2nd pl

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81-40

To Borrow the Sum of $10,000,000.00 to Finance Authorized Capital Projects Pending the Sale of Debentures for Projects Authorized as at December 31, 1980.

WHEREAS it is provided by Section 333 of The Municipal Act that the Council may borrow monies pending the issue and sale of debentures:

AND WHEREAS application has been made and approval given by the Ontario Municipal Board to the construction of the projects attached to this By-law and marked Schedule "A";

AND WHEREAS it may be necessary to borrow the sum of Ten Million Dollars ($10,000,000.00) which is the amount the Council of The Corporation deems necessary to meet expenditures on the projects as set out in the attached Schedule "A" pending the issue and sale of the debentures to meet the cost of the projects concerned.

THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Mayor and Treasurer be and they are hereby authorized to borrow, as required, by way of promissory notes, sums not to exceed in the aggregate the sum of Ten Million Dollars ($10,000,000.00) to meet expenditures for projects as listed on the attached Schedule "A" pending the issue and sale of the debentures therefor.

2. The Mayor and Treasurer be and they are hereby authorized and directed to sign a promissory note or notes and to affix the seal of The Corporation to each promissory note for such sum or sums as are required and which shall not exceed in the aggregate the sum of Ten Million Dollars ($10,000,000.00). Such notes to bear interest at such rate or rates as may be determined by the Mayor and Treasurer, provided that the rates of interest do not exceed the prime borrowing rate at the time the loan is made.

PASSED this 27th. day of January A.D. 1981

Deputy City Clerk.

William Powell
Mayor.

SCHEDULE "A" TO BY-LAW NO.

To Borrow the Sum of $10,000,000.00 to finance authorized Capital Projects prior to sale of related Debentures as supported by the following authorized, undebentured projects, as at December 31, 1980.

SUMMARY

Municipal General	20,763,276.00
Services	3,237,618.00
	24,000,894.00

City of Hamilton
Treasury

SCHEDULE "A"

Construction By-law Number	Ontario Municipal Board Number	Project	Undebentured Remainder of Authorization
		Municipal General	
		General Government	
77-24	E761587	Land Acquisition - Mountain Freeway and North-South Connection to the Q.E.W.	1,400,000
		Urban Renewal	
9548/10155/ 69-256/74-86/ 10900/67-309/ 68-392/69-212/ 70-145	H6214	North End - various projects	319,060
72-32/74-88	E7340/E7367	Lloyd D. Jackson Square - various projects	2,500,103
67-299/67-347/ 67-348/69-237/ 70-280/70-286/ 70-345/72-38/ 72-43/72-44/ 72-170/74-87	E6213	York Street - various projects	377,613
		Recreation and Community Services	
		Community Services	
75-267	E75443	Trade and Convention Centre	6,166,000
		Independent Boards	
		Hamilton Public Library Board	
79-312	E762270	Main Hamilton Public Library - Construction	5,459,000
Pending	E751488	- Design Fees	831,500
80-280	E791685	- Furniture and Shelving	930,000
		Farmers' Market	
79-311	E762269	Farmers' Market - Construction	1,650,000
		Protection to Persons and Property	
		Fire	
80-294	E781293	New Fire Station - North East Corner of Barton and Wentworth	1,130,000
			20,763,276

City of Hamilton
Treasury

SCHEDULE "A"

MUNICIPAL SERVICES

Construction By-law Number	Ontario Municipal Board Number	Sidewalks Curbs and Alleyways	Roadways	Amount Authorized Not Debentured
Local Improvements - Completed September 30, 1976				
73-61	E7377	3,507	9,826	13,333
74-152	E74774	7,328	20,850	28,178
76-294 (74-154)	E74398	11,432	17,160	28,592
74-156	E74244	1,175		1,175
74-294	E741357	1,613		1,613
74-295	E741425	2,049		2,049
75-307	E751648	400		400
75-320	E752034	703		703
75-80	E741758		3,240	3,240
75-309	E751649		18,138	18,138
76-129	E752168		19,523	19,523
76-183	E752166		12,056	12,056
		28,207	100,793	129,000
Local Improvements - Completed September 30, 1977				
76-269	E76275		8,102	8,102
76-325/77-152	E76555	580	15,221	15,801
76-326	E761146	675	750	1,425
76-327	E761337	7,596	24,324	31,920
76-297	E761607		20,532	20,532
76-151	E76286	190	4,327	4,517
76-150	E76285	511		511
76-129/77-57	E762168	2,538		2,538
76-328	E761336	2,376		2,376
76-107/76-302	E76276	5,278		5,278
		19,744	73,256	93,000
Local Improvements - Completed September 30, 1978				
77-149	E77184	8,440		8,440
77-150	E77267		6,670	6,670
77-80	E77133		4,169	4,169
76-149	E76493		10,319	10,319
77-42	E762137		13,927	13,927
77-79	E77132		2,996	2,996
77-220	E771007	6,928	4,858	11,786
77-219	E77809	5,707		5,707
77-57/76-129	E752168	7,261		7,261
76-326	E761146	6,196		6,196
76-208	E76812	8,102		8,102
77-43	E762136	12,124		12,124
77-162	E77439	4,798		4,798
76-236	E76887	505		505
		60,061	42,939	103,000

City of Hamilton
Treasury

SCHEDULE "A"

MUNICIPAL SERVICES

Construction By-law Number	Ontario Municipal Board Number	Sidewalks Curbs and Alleyways	Roadways	Amount Authorized Not Debentured
Local Improvements - Completed September 30, 1979				
76-23	E75772	32,047	81,210	113,257
78-110	E78150	8,210	22,088	30,298
78-68	E772033	115		115
78-232	E78998	900		900
77-289	E771503	2,665		2,665
78-231	E78996	1,404		1,404
77-255	E771184	2,431		2,431
78-214	E78685	6,999		6,999
78-229	E78997	3,423		3,423
78-215	E78835		1,855	1,855
77-294	E771650		9,447	9,447
78-221	E772037		5,530	5,530
78-66	E772032		21,962	21,962
78-69	E771932		9,687	9,687
78-178			2,821	2,821
78-67	E771931		5,854	5,854
77-220	E771007		29,832	29,832
78-230	78995		1,520	1,520
		58,194	191,806	250,000
Local Improvements - Completed September 30, 1980				
77-218	E77826	6,635		6,635
79-143	E79131	7,521		7,521
79-142	E79132	7,111		7,111
77-78	E77131		7,820	7,820
77-273	E771422		67,348	67,348
79-154	E79170		14,743	14,743
79-192	E79422		21,053	21,053
		21,267	110,964	132,231
Local Improvements - Not Completed				
80-271	E801089	27,669		27,669
80-266	E801208	2,669		2,669
80-262	E80859		375,000	375,000
80-260	E80857	10,650		10,650
80-250	E80887		29,269	29,269
80-249	E80856	5,819		5,819
79-246	E79835	4,099		4,099
80-244	E80858		570,000	570,000
80-243	E80855		390,000	390,000
80-241	E80559		85,000	85,000
80-239	E80860	33,342		33,342
80-198	E80558	340		340
80-158	E80260		6,719	6,719
80-123	E791470		659,000	659,000
80-057	E791770	8,288		8,288
79-245	E79661	550	12,061	12,611
79-244	E79834	22,803	84,567	107,370
79-191	E79356	3,865	32,675	36,540
76-23	E75772	4,675		4,675
79-192	E79422	25,449	65,130	90,579
75-199	E75192		7,610	7,610
Pending	E801495		10,582	10,582
Pending	E801494	5,315	34,901	40,216
Pending	E801493		12,340	12,340
		155,533	2,374,854	2,530,387
		343,006	2,894,612	3,237,618

The Corporation of the City of Hamilton

BY-LAW NO. 81-41

To Amend:

Main Hamilton Public Library, Farmers' Market and Architect's Fees By-laws

Respecting:

REVISION OF EXPENDITURES

WHEREAS the Ontario Municipal Board, upon application of this Corporation, by Order dated the 31st day of July, 1980 (File E 762270), reduced by $88,400.00 the previously approved total expenditure of $10,535,000.00 for the Main Hamilton Public Library building, thereby approving a total expenditure of $10,446,600.00;

AND WHEREAS the Ontario Municipal Board, upon application of this Corporation, by Order dated the 31st day of July, 1980 (File E 762269), reduced by $15,600.00 the previously approved total expenditure of $1,777,000.00 for the Farmers' Market, thereby approving a total expenditure of $1,761,400.00;

AND WHEREAS the total of the said reductions is in the amount of $104,000.00, ($88,400.00 + $15,600.00);

AND WHEREAS the Ontario Municipal Board, upon application of this Corporation, by Order dated the 31st day of July, 1980 (File E 751488), increased the previously approved total expenditure of $803,000.00 for the architect's fees by transferring the said sum of $104,000.00 to the estimated cost of the said architect's fees thereby approving a total expenditure of $907,000.00 for the architect's fees;

AND WHEREAS the Ontario Municipal Board, upon application of this Corporation, by Order dated the 31st day of July, 1980 (File E 751488), approved an additional expenditure of $28,500.00 and additional debentures in the same amount, thereby approving the total expenditure not to exceed $935,000.00 and debentures of $831,500.00;

AND WHEREAS it is intended to give effect to the said Ontario Municipal Board Orders.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 77-155, as amended by section 1 of By-law No. 78-16, section 1 of By-law No. 78-263, section 1 of By-law No. 79-31 and section 1 of By-law No. 79-312, is further amended by striking out "$10,535,000.00" in the third line and substituting in lieu thereof "$10,446,600.00".

2. Section 1 of By-law No. 77-156, as amended by section 1 of By-law No. 78-17, section 1 of By-law No. 78-264, section 1 of By-law No. 79-32 and section 1 of By-law No. 79-311, is further amended by striking out "$1,777,000.00" in the third line and substituting in lieu thereof "$1,761,400.00".

3. (1) Section 1 of By-law No. 75-283 is amended by striking out "$803,000.00" in the fourth line and substituting in lieu thereof "$935,500.00".

(2) Section 2 of the said by-law is amended by striking out "$803,000.00" in the third line and inserting in lieu thereof "$831,500.00".

4. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the provisions of this by-law.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1980) 21 R.B.C. 10, April 29

(1981) 3 R.F.C. (13), January 22, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81- 42

To Amend:

By-law No. 79-86

Respecting:

HEARINGS BY COMMITTEES OF COUNCIL

WHEREAS By-law No. 79-86, passed on the 13th day of March, 1979, in accordance with section 242b of The Municipal Act, R.S.O. 1970, Chapter 284, as enacted by section 14 of The Municipal Amendment Act, 1978, S.O. 1978, Chapter 32 authorized hearings by committees in lieu of hearings required by law to be held by city council;

AND WHEREAS the committees of council heretofore have been replaced by new committees;

AND WHEREAS it is desirable to replace the previous committees by the new committees of council established by By-law No. 1, as amended by By-law No. 81-

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 79-86 is deleted and Schedule "A-1981", as set out below, is substituted therefor:

SCHEDULE "A-1981"

To By-law No. 79-86

1. Finance Committee.
2. Personnel Committee.
3. Transport and Environment Committee.
4. Legislation Committee.
5. Planning and Development Committee.
6. Parks and Recreation Committee.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 43

To Appoint:

A MEMBER TO THE COMMITTEE OF ADJUSTMENT

WHEREAS subsection 9 of section 55 of The Regional Municipality of Hamilton-Wentworth Act, 1973 provides for constituting and appointing a committee of adjustment under section 41 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS By-law No. 74-12, passed on the 15th day of January, 1974, constituted and appointed a committee of adjustment under section 41 of The Planning Act;

AND WHEREAS it is desirable to appoint a member to the committee.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 1 of schedule "A" to By-law No. 74-12, passed on the 15th day of January, 1974, as amended by section 1 of By-law No. 78-79, passed on the 14th day of March, 1978, is repealed and the following substituted therefor:

Name of Person	Term of Office
1. Carol Young	Until December 31, 1983

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81-44

To Appoint:

MEMBERS TO THE HAMILTON PUBLIC LIBRARY BOARD

WHEREAS subsection 4 of section 5 of The Public Libraries Act, R.S.O. 1970, Chapter 381, provides for the appointment of members to The Hamilton Public Library Board composed of the Mayor and three members appointed by Council;

AND WHEREAS the term of office of members after the first appointment is for three years or, in any event, until their successors are appointed;

AND WHEREAS it is desirable to appoint members to The Hamilton Public Library Board.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 80-012, passed on the 29th day of January, 1980, is amended by striking out "Mrs. Grace Inglis" and inserting in lieu thereof, "Mrs. J. Isbester".

2. The following person is appointed a member of The Hamilton Public Library Board, to hold office until December 31, 1983:

1. Rabbi B. Baskin.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81- 45

To Appoint:

MEMBERS TO THE PARKING AUTHORITY OF THE CITY OF HAMILTON

WHEREAS By-law No. 8131, passed on the 23rd day of September, 1957, in accordance with the predecessor to section 352, paragraph 73 of The Municipal Act, R.S.O. 1970, Chapter 284, established The Parking Authority of the City of Hamilton and the appointment of members thereto;

AND WHEREAS in accordance with the said by-law, as amended by section 1 of By-law No. 77-15, passed on the 1st day of June, 1977, under clause (a) of paragraph 73 of section 352 of the said Act the members so appointed shall hold office until the expiration of the term of office of the council that appointed the members or until their successors are appointed;

AND WHEREAS the expiration of the term of office of this council is November 30, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following persons are hereby appointed members of The Parking Authority of the City of Hamilton:

1. Mr. D. Goldberg, Q.C.
2. Mr. K. W. O'Neal.
3. Mr. G. Furness.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81- 46

To Appoint:

MEMBERS TO THE HESS VILLAGE PEDESTRIAN MALL AUTHORITY

WHEREAS By-law No. 80-183, passed on the 24th day of June, 1980, established The Hess Village Pedestrian Mall Authority in accordance with subsection 1 of section 3 of The City of Hamilton Act, 1979, S.O. 1975, Chapter 124;

AND WHEREAS subsections 3, 4 and 5 of section 3 of the said Act provide (inter alia) that the Authority shall be comprised of at least three members, of whom at least one member shall be a member of council and that the members shall hold office until the expiration of the term of office of the council that appointed the members or until their successors are appointed;

AND WHEREAS the expiration of the term of office of this council is November 30, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following persons are hereby appointed members of The Hess Village Pedestrian Mall Authority:

1. Member of Council:

Alderman W. M. McCulloch.

2. Non-members of Council:

Mr. Gerry Laarakker;
Mr. John Kiriakopoulos;
Mr. Bram Radix;
Mr. Ray Harris;
Mrs. Judith Baillie;
Mr. Douglas McLean.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81-47

To Appoint:

MEMBERS TO THE BOARD OF MANAGEMENT
FOR THE KING STREET EAST IMPROVEMENT AREA

WHEREAS By-law No. 76-98, passed on the 13th day of April, 1976, established a Board of Management for the King Street East Improvement Area located on both sides of King Street between Wellington Street and Mary Street, designated by By-law No. 76-19, passed on the 27th day of January, 1976, in accordance with section 361 of The Municipal Act, R.S.O. 1970, Chapter 284;

AND WHEREAS subsections 6, 7 and 9 of section 361 of the said Act provide (inter alia) that members of the Board of Management shall be comprised of such number of members appointed by council as the council considers advisable, at least one of whom shall be a member of the council, and that the members shall hold office from the time of appointment until the expiration of the term of office of the council that appointed the members or until their successors are appointed;

AND WHEREAS the expiration of the term of office of this council is November 30, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following member of the Council of The Corporation of the City of Hamilton is hereby appointed to the Board of Management for the King Street East Improvement Area:

1. Alderman W. M. McCulloch.

2. The following persons who are not members of the Council of The Corporation of the City of Hamilton are hereby appointed to the Board of Management for the King Street East Improvement Area:

1. Mr. F. H. Jones.
2. Mr. G. Zack.
3. Mr. G. Frydman.
4. Mr. R. Denninger.
5. Mr. M. Wasserman.
6. Mr. S. Adler.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81-48

To Appoint:

MEMBERS TO THE PROPERTY STANDARDS COMMITTEE

WHEREAS By-law No. 74-74, passed on the 30th day of April, 1974, enacted pursuant to section 36 of The Planning Act, R.S.O. 1970, Chapter 349 as re-enacted by S.O. 1972, Chapter 118, section 7, provided for the establishment of a Property Standards Committee in accordance with subsection 11 of section 36 of The Planning Act;

AND WHEREAS it is desirable to appoint members to the Property Standards Committee.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following ratepayers of the City of Hamilton are each appointed members of the Property Standards Committee of the City of Hamilton, for the respective terms expiring on the dates set forth:

1. Leo A. Butkus, for a term expiring on December 31, 1981.

2. Jack Kreiger, for a term expiring on December 31, 1982.

3. F. P. Rostic, for a term expiring on December 31, 1983.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

Direction, Deputy City Clerk
January 16, 1981

The Corporation of the City of Hamilton

BY-LAW NO. 81-49

To Amend:

The Retail Gasoline Early Closing By-law No. 9396

Respecting:

HOURS OF CLOSING

WHEREAS By-law No. 9396 was passed on the 29th day of June, 1961, in accordance with the predecessor to section 356 of The Municipal Act, R.S.O. 1970, Chapter 284, and was subsequently amended by By-law No. 10803, passed on the 27th day of July, 1965 and By-law No. 78-186, passed on the 28th day of June, 1978;

AND WHEREAS it is intended to delete references to emergency service permits and to provide for extension permits throughout the year.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 5 of By-law No. 9396 is amended by striking out "Property and Licence Committee issue permits" in the second and third lines and substituting in lieu thereof "Legislation Committee issue Extension Permits".

2. Section 6 of the said by-law is repealed and the following substituted therefor:

6. (1) Each Extension Permit issued shall authorize the gasoline shop for which it is issued to be and remain open during,

(a) the hours between seven o'clock in the afternoon and ten o'clock in the afternoon, on Monday, Tuesday, Wednesday, Thursday, Friday and Saturday of the week for which the permit is issued, and

(b) the hours between ten o'clock in the forenoon of the preceding Sunday and seven o'clock in the afternoon of the said Sunday.

3. Section 8 of the said by-law is repealed.

4. Section 9 of the said by-law is repealed and the following substituted therefor:

> 9. Schemes of rotation of Extension Permits, submitted by the majority of occupiers of gasoline shops in that part of the City of Hamilton described in Schedule "A" appended to this By-law may be considered by the Legislation Committee in coming to a decision for recommending issuance of such Extension Permits.

5. This by-law takes effect on the 5th day of February, 1981, being not less than one week nor more than two weeks after the date of its passing and the City Clerk shall cause it to be published before that date in a newspaper having general circulation in the City of Hamilton.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 4 R.L.C. 11, January 27

The Corporation of the City of Hamilton

BY-LAW NO. 81- 50

To Amend:

Licensing By-law No. 79-323

Respecting:

CAB FARES

WHEREAS section 14 of Schedule 4 of By-law No. 79-323, passed on the 27th day of November, 1979 provides for the rates or fares to be charged by the owner or driver of a cab for the conveyance of passengers;

AND WHEREAS it is desirable to change the fares or rates to be charged.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Clauses (a) and (b) of subsection 1 of section 14 of Schedule 4 of By-law No. 79-323 are repealed and the following substituted therefor:

1. Livery Cabs or Metered Cabs by Agreement:

(i) By hours.....$15.00

2. Metered Cabs:

(i) For one or two passengers,

A. For the first 1/7 of a kilometer or part thereof.....$ 1.00

B. For each additional 1/7 kilometer of part thereof.....$ .10

C. For waiting after engagement, for each 45 seconds or part thereof after the first 45 seconds.$ .10

D. Notwithstanding clauses A, B, C, and E, for each engagement, a minimum charge.....$ 2.00

E. For loading and unloading groceries, luggage or other goods and chattels, for each 45 seconds or part thereof calculated after the first 45 seconds from the time the meter is turned on,

(a) at the commencement of the loading until completion of the loading.....$ .10;

(b) at the commencement of the unloading until completion of the unloading.....$ .10

(2) Clause (c) of subsection 1 of section 14 of Schedule 4 of the said by-law is amended by numbering clause (c) as paragraph 3.

(3) Subsection 4 of section 14 of Schedule 4 of the said by-law is repealed and the following subsection substituted therefor:

(4) Every reduction in rates or fares referred to in subsection 3, shall be calculated to the highest full dollar registered on the taxi-meter or the minimum charge referred to in clause D of subparagraph (i) of paragraph 2 of subsection 1, whichever is the higher. By-law No. 79-280, S.3.

2. Section 3 of By-law No. 80-222, passed on the 29th day of July, 1980, is amended by striking out "Section 5 of" at the beginning thereof.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.L.C. 10, January 13

The Corporation of the City of Hamilton

BY-LAW NO. 81- 51

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 80 JONES STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "A" (Conservation, Open Space, Park and Recreation) district provisions of By-law No. 6593, applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. The residential building or structure existing at the date of the passing of this by-law, shall be permitted.

2. The alteration, extension or enlargement of the residential building referred to in paragraph 1, shall be permitted in accordance with the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions of By-law No. 6593.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-730".

4. Sheet No. W-21 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-730".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

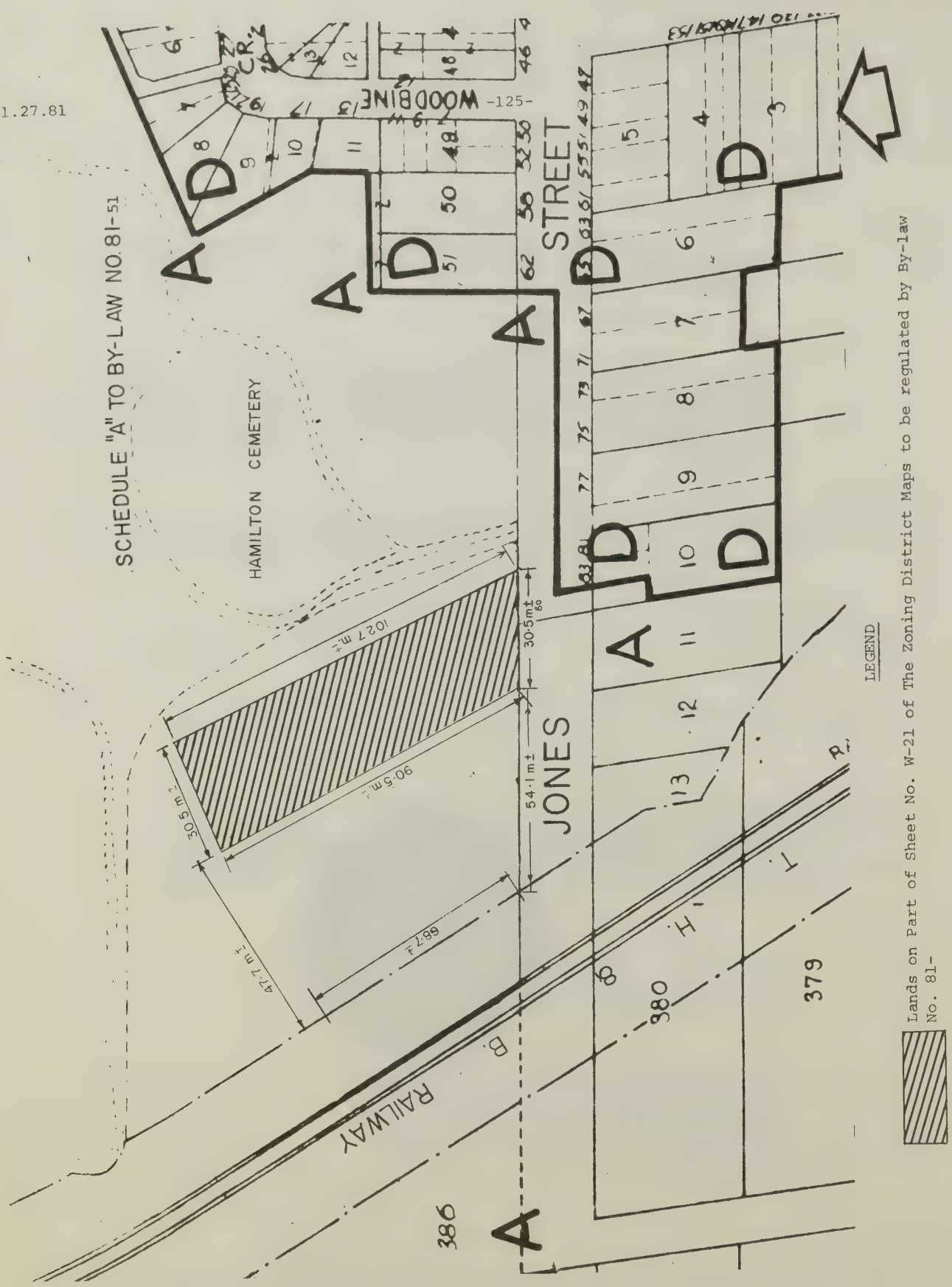
PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.P.D.C. 3, January 13
E.M. Alexander, Owner
Z.A. 80-84

1.27.81



Bill No.

This is Schedule "A" to By-law No. 81-51 passed the 27th. day of January, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor William Powell

The Corporation of the City of Hamilton

BY-LAW NO. 81- 52

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 157 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

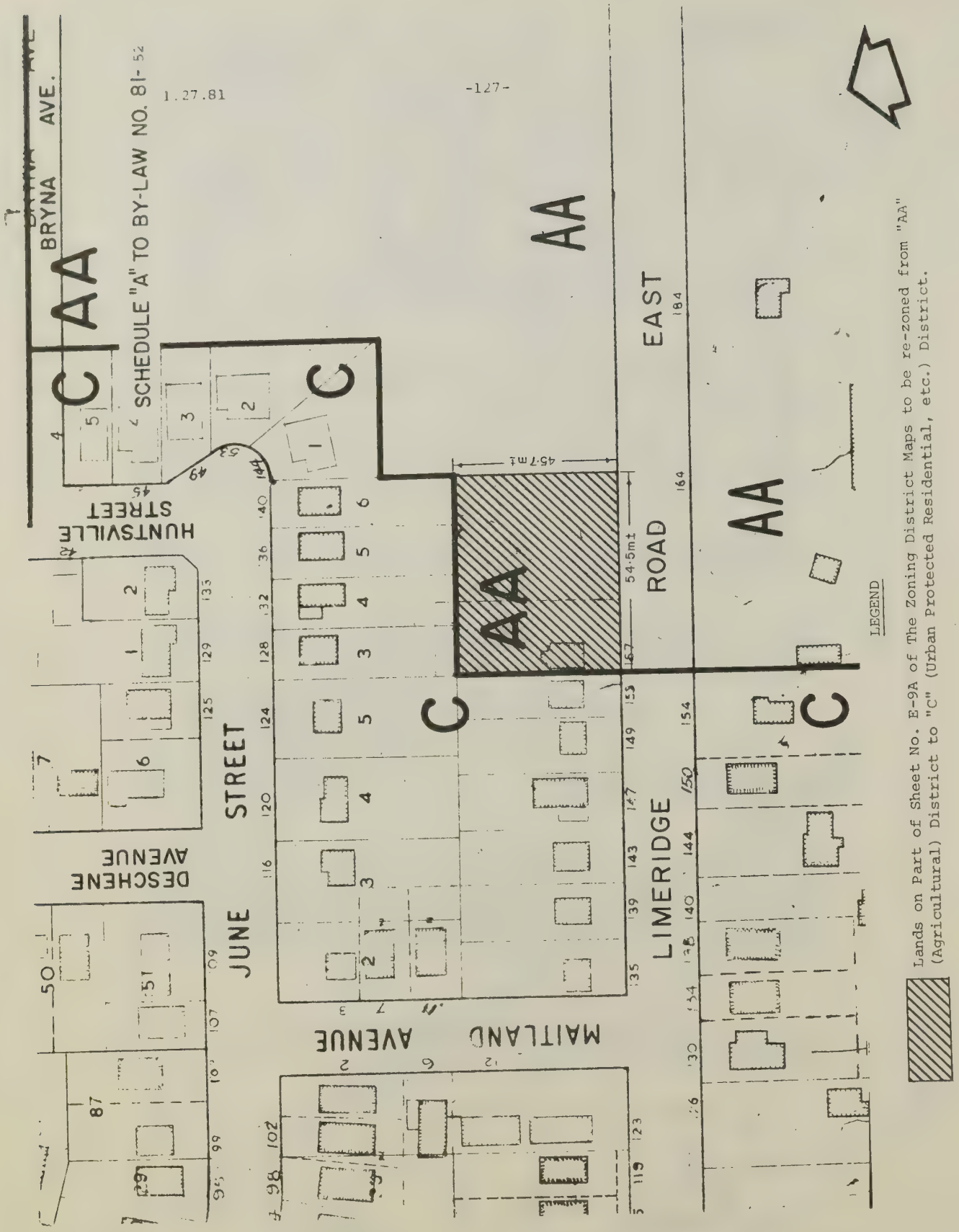
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.P.D.C. 2, January 13
Bruce L. Hunt, Owner
Z.A. 80-87



Bill No. D-19

This is Schedule "A" to By-law No. 81-52 passed the 27th. day of January, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor William Powell

The Corporation of the City of Hamilton

BY-LAW NO. 81-53

To Amend:

Zoning By-law No. 75-61

As Amended by By-law No. 75-175

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 320 and 324 KING STREET EAST

WHEREAS By-law No. 75-61, passed on the 4th day of March, 1975, as amended by By-law No. 75-175, passed on the 24th day of June, 1975, provides for the setback of buildings and structures on major streets in the area below the escarpment and prohibits the erection, alteration, extension and enlargement of the buildings or structures within the area proposed for future road allowances;

AND WHEREAS it is desirable to exempt the property located at Nos. 320 and 324 King Street East in order to permit the installation of a sign on the proposed future road allowance as determined by the said by-laws.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-61, as amended by By-law No. 75-175, shall not apply to prohibit the erection of a sign accessory to the land located at Nos. 320 and 324 King Street East.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.P.D.C. 8, January 13
City Initiative

Bill No. D-21

BY-LAW NO. 81- 54

TO REQUEST THE MINISTER OF HOUSING TO GRANT RELIEF TO A TRANSFEREE UNDER THE PLANNING ACT

WHEREAS in 1972, 175 Hunter Street West, Hamilton and adjoining lands were under subdivision control;

AND WHEREAS in that year Westphalen Holdings Limited received a transfer of 175 Hunter Street West which was registered in the Land Registry Office;

AND WHEREAS the Transferor should have obtained the consent of the Committee of Adjustment but failed to do so;

AND WHEREAS the result of such failure was that Westphalen Holdings Limited did not acquire any interest in the lands;

AND WHEREAS The Planning Act provides that the Minister of Housing may make an order to rectify such failure, if the municipal council, by by-law, requests him to do so;

AND WHEREAS Westphalen Holdings Limited, through its solicitor, has asked the Council of The Corporation of the City of Hamilton to make such a request to the Minister with respect to 175 Hunter Street West.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

That pursuant to section 29a of The Planning Act, R.S.O. 1970, Chapter 349, as amended, the Minister of Housing of the Province of Ontario is hereby requested to order in respect of the land described as all of Lots 6, 7, 8 and part of Lot 9, fronting on the south side of Hunter Street, and part of Lots 6 and 7, fronting on the north side of Bold Street, all in the block bounded by Hess, Hunter, Caroline and Bold Streets, in George S. Tiffany's Survey of lots unregistered in the City of Hamilton, designated as Part 1 on a Plan of Survey of Record in the Office of Land Titles at Hamilton as 62R-423, that the contravention, before March 19, 1973, of the said The Planning Act, by a transfer of the said land dated July 14, 1972, and registered July 14, 1972 in the Land Registry Office for the Registry Division of Wentworth (No.62) as No. 10879 L.T., from Imperial-Belgal Limited, as Transferor, to Westphalen Holdings Limited as Transferee, does not have, and shall be deemed never to have had, the effect of preventing the conveyance or creation of an interest by the said Transferor in such land.

PASSED this 27th. day of January, A.D. 1981

Deputy City Clerk

William Powell
Mayor

Item 13 of the 5th Report
of P.& D. Comm. - Council Jan. 27/81

The Corporation of the City of Hamilton

BY-LAW NO. 81- 55

To Amend:

Zoning By-law No. 80-299

Respecting:

LAND LOCATED IN THE BLOCK BOUNDED BY JACKSON, CAROLINE, HUNTER AND HESS STREETS

WHEREAS By-law No. 80-299, passed on the 11th day of November 1980, rezoned the land shown on schedule "A" thereto from "E-3" (High Density Multiple Dwellings) district to "HI" (Civic Centre Protected Districts) district and provided for the use of the land for television studios and offices accessory to the television studios in a building not to exceed four storeys;

AND WHEREAS it is desirable to permit the existing two-family dwelling in addition to the television studios and accessory offices;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 80-299 is amended by adding thereto the following paragraph:

   3. Notwithstanding sections 4(3)(a) and 15A(1) of By-law No. 6593, the two-family dwelling existing at the time of the passing of By-law No. 80-299 shall be permitted, in addition to the television studios and offices accessory to the television studios.

2. By-law No. 6593 is amended by adding this by-law to section 19B as "S-723a".

3. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 80-299, "S-723a".

4. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

5. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.P.D.C. 4, January 13
Niagara Television Limited, Owner
Z.A. 80-68

The Corporation of the City of Hamilton

BY-LAW NO. 81- 56

To Amend:

Zoning By-law No. 80-061

Respecting:

LAND LOCATED AT MUNICIPAL NO. 241 MARY STREET

WHEREAS By-law No. 80-061, passed on the 26th day of February, 1980, was approved by the Ontario Municipal Board as set out in the Memorandum of Oral Decision delivered by Mr. D. M. Rogers on August 18, 1980, as follows:

> If City Council then, will pass a by-law to amend By-law No. 80-061 to impose the two conditions, one that the subject lands be used for a common purpose and in common ownership with the lands immediately to the south at 235 Mary Street, and secondly, subject also to the condition that the existing parking lot at 235 Mary Street continue to be available for parking for the joint business. The two by-laws will then be approved by the Board without further notice or hearing. This is then the Board's decision.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 80-061 is hereby deleted and Schedule "A" hereto annexed and forming part of this by-law is substituted in lieu thereof.

2. Section 1(1) of By-law No. 80-061 is repealed and the following paragraphs are substituted therefor:

   1. An automobile body repair and paint shop shall be permitted on lands described as Block 1 on Schedule "A".

   2. The land shown as Block 1 on Schedule "A" shall be used for a common purpose and in common ownership with the land shown as Block 2 on the said Schedule and situate immediately to the south at 235 Mary Street and the existing parking at 235 Mary Street shall continue to be available for parking for the joint business.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-510b" and "S-678a".

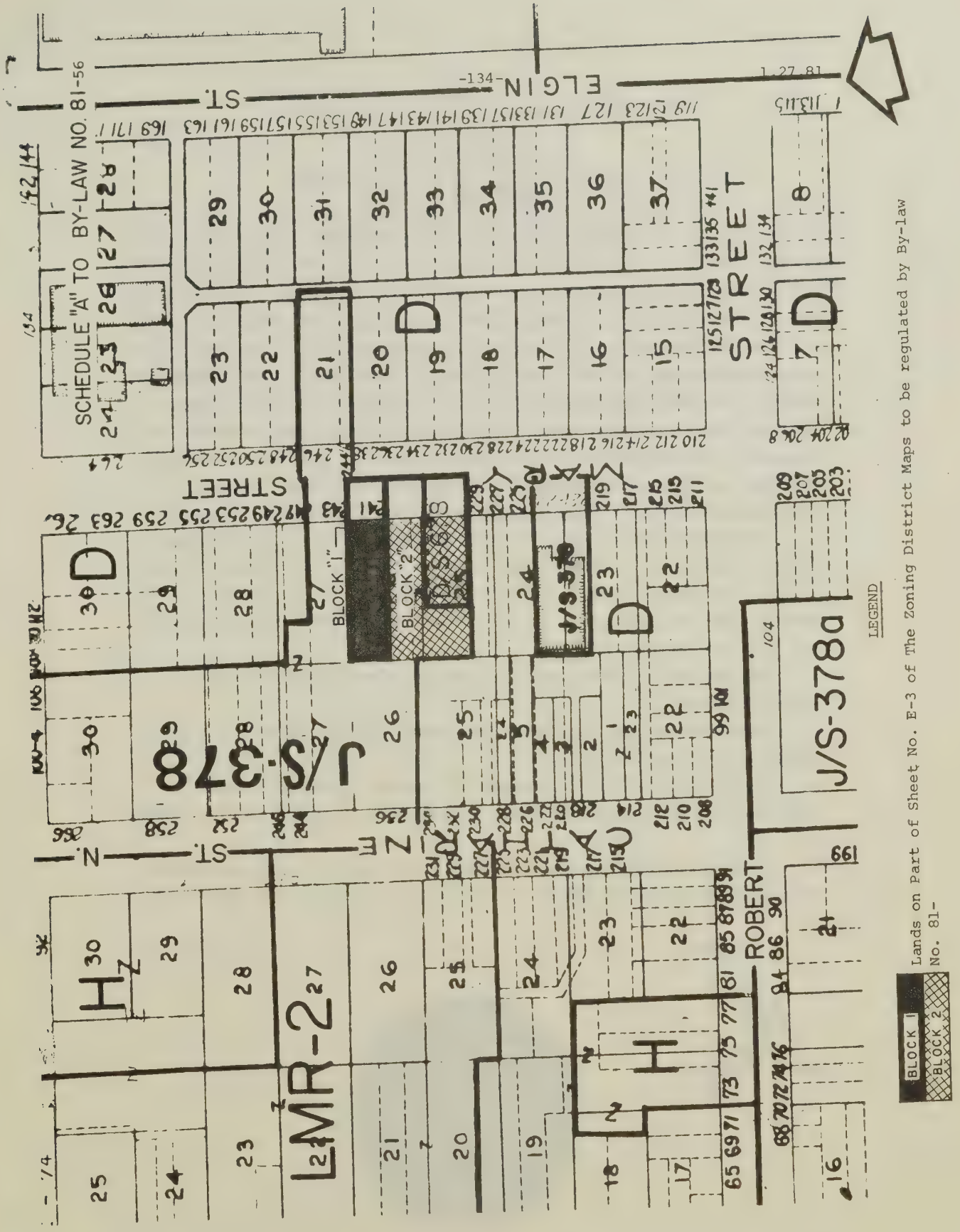
4. Sheet No. E-3 of the District Maps is amended by marking the land referred to in section 1 of By-law No. 80-061, "S-510b" and "S-678a".

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 3 R.P.D.C. 7, January 13
D., L. and N. DiLuca, Owners
Z.A. 79-71



Bill No. D-23

This is Schedule "A" to By-law No. 81-56 passed the 27th. day of January, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

Deputy City Clerk

Mayor William Powell

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 57

TO SET APART A PORTION OF THE ROAD ALLOWANCE,
BETWEEN LOTS 18 & 19,
FOR THE PURPOSES OF A CARRIAGE WAY AND TO
NAME THE SAID PORTION GARTH STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to pass by-laws for setting apart and laying out such parts as may be considered expedient of any highway for the purpose of carriage ways, boulevards, and sidewalks, and for beautifying the same, and making regulations for their protection and is empowered under Section 354(1)97 of the said Municipal Act to give names to highways;

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to set apart and lay out a portion of the road allowance between Lots 18 & 19, (Garth Street), more particularly described in Schedule "A" attached hereto for the purpose of a carriage way and to name the said road allowance;

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby named Garth Street and set apart and laid out for the purpose of a carriage way;

2. The City Engineer or his duly authorized agent is hereby authorized to set apart and lay out for the purpose of a carriage way the said lands.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of the original road allowance between Lots 18 & 19 (Garth Street) in Concession 8, Township of Barton and which may be more particularly described as a strip of land 24.0 feet in width lying 12.0 feet on either side of the centre line of the aforesaid road allowance and extending from the production easterly of the southern limit of Block "CX" according to Roland Hill Heights Survey filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-131, to the northern limit of Rymal Road.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 58

TO WIDEN BURLINGTON STREET
AT FERGUSON AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Burlington Street by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Burlington Street.

2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 13 in the Broken Front Concession of the Township of Barton and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the Land Registry Office for the Registry Division of Wentworth on July 9, 1973 as Plan 62R-857.

Bill No. E11

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 59

TO WIDEN BIRCHVIEW DRIVE
AT THE NORTH WEST CORNER OF LIMERIDGE ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Birchview Drive by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Birchview Drive.

2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of all of Block 'Q' according to Berrisfield Gardens No. 2 (Phase 1) filed in the Land Titles Division of the Land Registry Office for the Registry Division of Wentworth as Plan M-93.

The Corporation of the City of Hamilton

BY-LAW NO. 81-60

To Amend:

Traffic By-law No. 66-100

Respecting:

PHYSICALLY HANDICAPPED DRIVERS

WHEREAS By-law No. 66-100, passed on the 29th day of March, 1966, provides for the regulation of traffic on highways in accordance with paragraph 105 of subsection 1 of section 379 of The Municipal Act, R.S.O. 1960, Chapter 249, now paragraph 107 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284;

AND WHEREAS paragraph 107b of The Municipal Act provides for exempting, pursuant to permits issued, the owners and drivers of vehicles operated by or carrying a physically handicapped person from the provisions of By-law No. 66-100;

AND WHEREAS it is intended to exempt physically handicapped drivers from the time limits and parking meter regulations and to provide for the issuing of permits in respect of the parking exemption.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 27 of By-law No. 66-100 is amended by adding thereto the following subsection:

(19) Display of Handicapped Driver Marker. No person other than a physically handicapped driver of a motor vehicle shall display on their motor vehicle a marker issued by the Commissioner of Social Services of the Regional Municipality of Hamilton-Wentworth, or a marker resembling a marker issued by the said Commissioner for the purpose of identifying a vehicle operated by a physically handicapped person.

2. Subsection 4 of section 28 of the said by-law, as amended by section 13 of By-law No. 75-252 and By-law No. 75-295, is further amended by adding thereto the following clause:

(e) A vehicle being operated by a physically handicapped person to whom a permit has been issued by the Commissioner of Social Services of the Regional Municipality of Hamilton-Wentworth, and within which is clearly displayed on the sun visor on the driver's side, an identifying marker issued by the said Commissioner clearly identifying the vehicle as a vehicle operated by a physically handicapped person.

3. Section 34a of the said by-law is amended by adding thereto the following clause:

(e) A vehicle being operated by a physically handicapped person to whom a permit has been issued by the Commissioner of Social Services of the Regional Municipality of Hamilton-Wentworth, and within which is clearly displayed on the sun visor on the driver's side, an identifying marker issued by the said Commissioner clearly identifying the vehicle as a vehicle operated by a physically handicapped person.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1980) 16 R.T.E.C. 10, October 14

The Corporation of the City of Hamilton

BY-LAW NO. 81-61

To Amend:

Fire Department By-law No. 68-34

Respecting:

PROBATIONARY PERIOD; PLATOONS and DISTRICTS

WHEREAS By-law No. 68-34, passed on the 30th day of January, 1968, establishes regulations for the Fire Department;

AND WHEREAS it is desirable to amend the said by-law in order to retain consistency with the Agreement between the City of Hamilton and Local 288, I.A.F.F.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2 of section 3 of By-law No. 68-34 is amended by striking out "six months" in the second line and substituting in lieu thereof "one year".

2. (1) Subsection 1 of section 6 of the said by-law is repealed and the following substituted therefor:

6. (1) The division of firefighting works a two-platoon system and consists of four platoons, each under the command of an assistant deputy chief or acting assistant deputy chief directly responsible to the deputy chief, and, the two on-duty platoons are responsible for firefighting throughout either the day shift or the night shift covering each twenty-four hour period.

(3) For the purpose of subsection 1, the day shift shall consist of a ten-hour duration from 0800 hours to 1800 hours, and the night shift shall consist of a fourteen-hour duration from 1800 hours to 0800 hours.

(2) Subsection 2 of section 6 is amended by striking out "(being part of the city below the escarpment from Sherman Avenue westerly)", in the second and third lines and "(being below the escarpment from Sherman Avenue easterly)", in the third and fourth lines.

PASSED this 27th. day of January A.D. 1981.

Deputy City Clerk

William Powell
Mayor

(1981) 1 R.P.C. 5, January

Bill No. B-16

BY-LAW NO. 81- 62

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27th DAY OF January A.D., 1981.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th. day of January A.D., 1981.

Deputy City Clerk

William Powell
Mayor

2nd FL

Bill No. B-18

BY-LAW NO. 81- 63

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 3rd DAY OF FEBRUARY, A.D., 1981.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 3rd day of FEBRUARY, A.D., 1981.

Deputy City Clerk

William Powell
Mayor

2nd FL

2.10.81

Bill No. D-24

-146-

The Corporation of the City of Hamilton

BY-LAW NO. 81-64

To Amend:

Zoning By-law No. 6593

Respecting:

THE WESTERLY PART OF LAND LOCATED AT
MUNICIPAL NOS. 750 to 754 QUEENSTON ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-105 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "H" (Community Shopping and Commercial, etc.) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

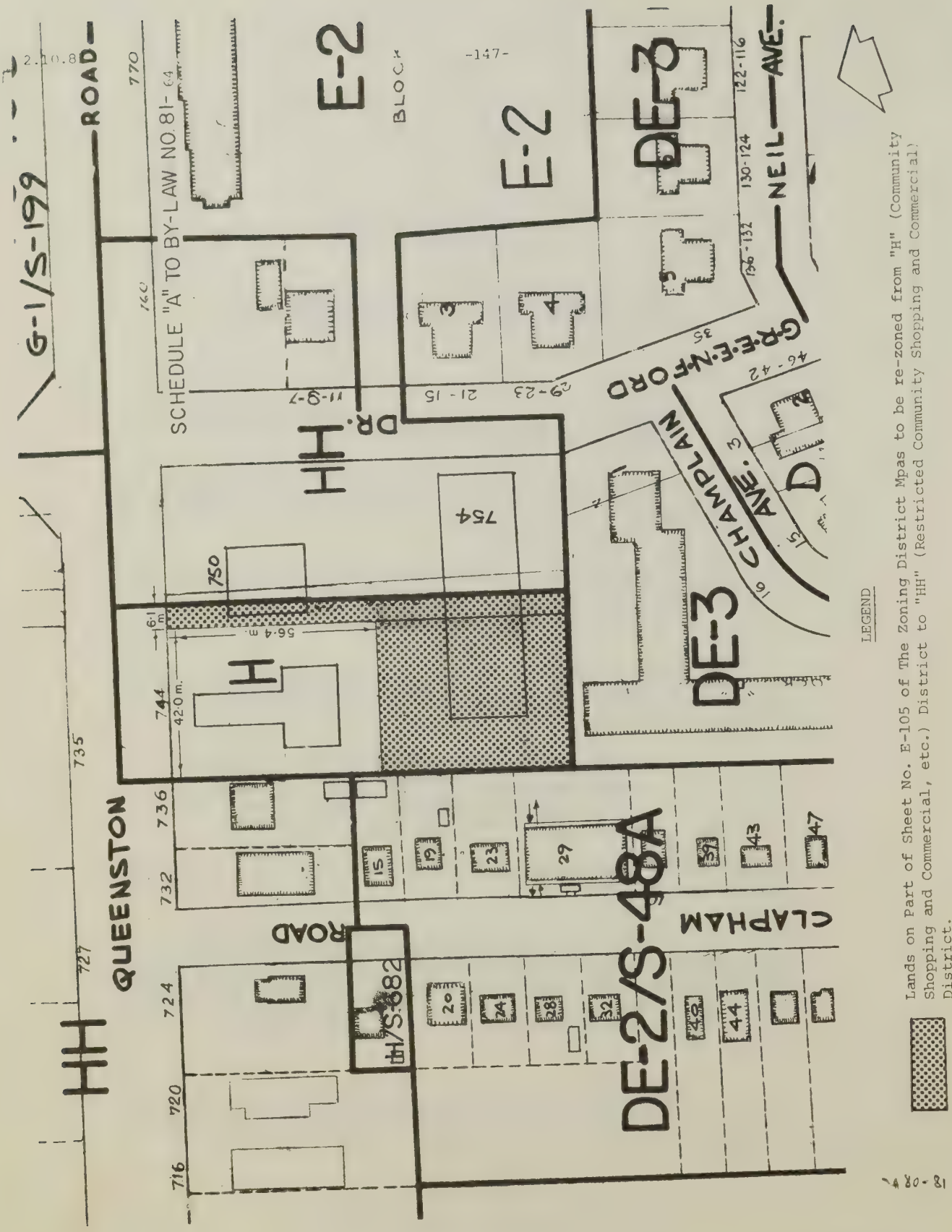
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this tenth day of February A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 5 R.P.D.C. 4, January 27
Amoeba Investments Limited, Owner
Z.A. 80-81



LEGEND

Lands on Part of Sheet No. E-105 of The Zoning District Mpas to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "HH" (Restricted Community Shopping and Commercial) District.

480-81

Bill No. D.24

This is Schedule "A" to By-law No. 81-64 passed the tenth day of February, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

Bill No. D-25 2.10.81

The Corporation of the City of Hamilton

BY-LAW NO. 81-65

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 121 KING WILLIAM STREET AND 53 MARY STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-4 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "I" (Central Business District, etc.) district to "CR-3" (Commercial-Residential) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

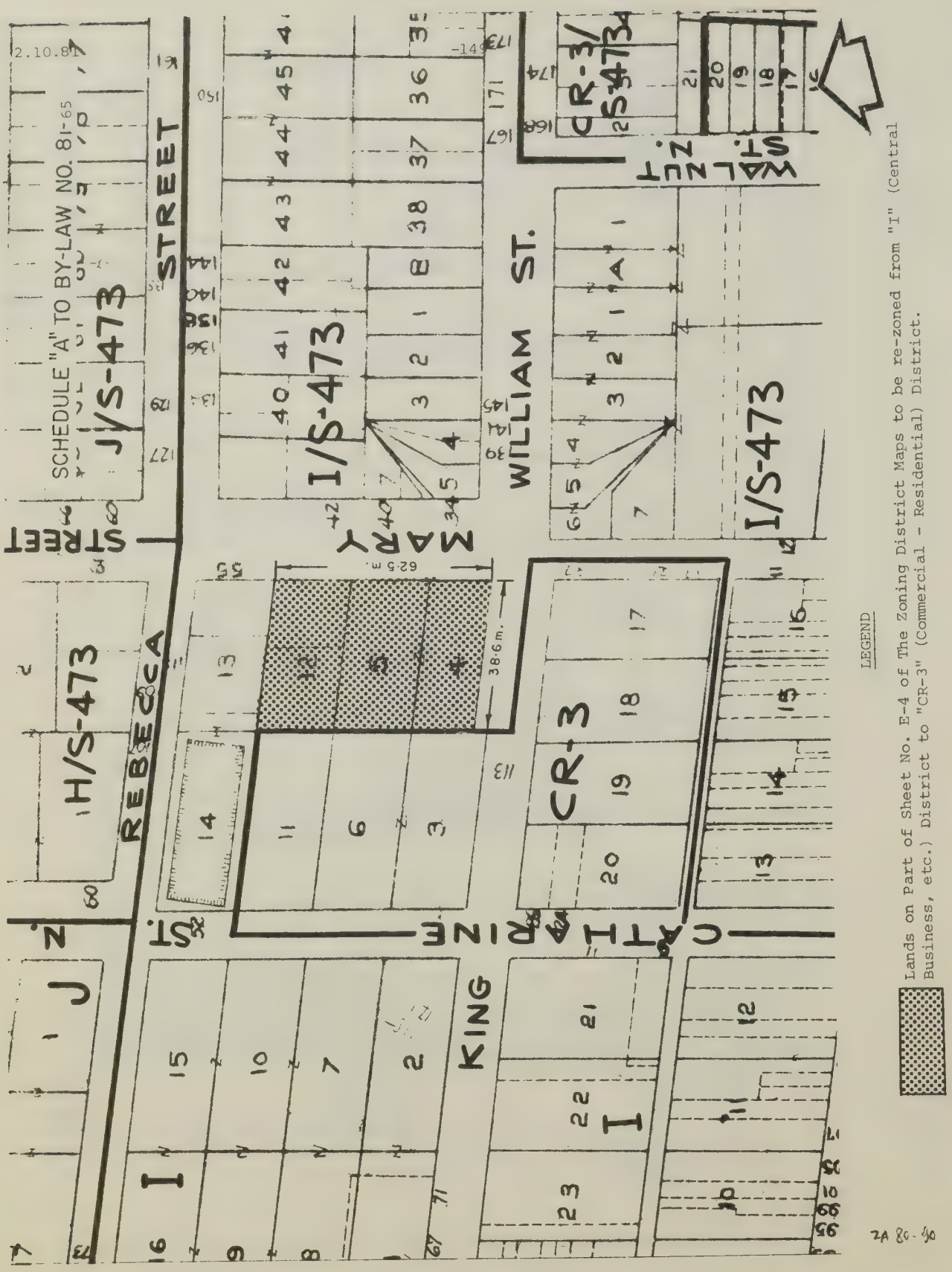
PASSED this tenth day of February A.D. 1981.

City Clerk

William Powell
Mayor

J.3

(1981) 5 R.P.D.C. 5, January 27
Re-Vest Holdings Limited, Owner
Z.A. 80-90



LEGEND

Lands on Part of Sheet No. E-4 of The Zoning District Maps to be re-zoned from "I" (Central Business, etc.) District to "CR-3" (Commercial - Residential) District.

ZA 80-90

Bill No. D-25

This is Schedule "A" to By-law No. 81-65 passed the tenth day of February, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

William Powell

Mayor

Bill No. D-26

The Corporation of the City of Hamilton

BY-LAW NO. 81-66

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 685 MAIN STREET EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-22 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 14(3)(ii)(a) of By-law No. 6593, a side yard having a depth of at least 0.25 metres shall be permitted for that portion of the lot adjacent to the lands zoned "C" (Urban Protected Residential, etc.) district.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-732".

5. Sheet No. E-22 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-732".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

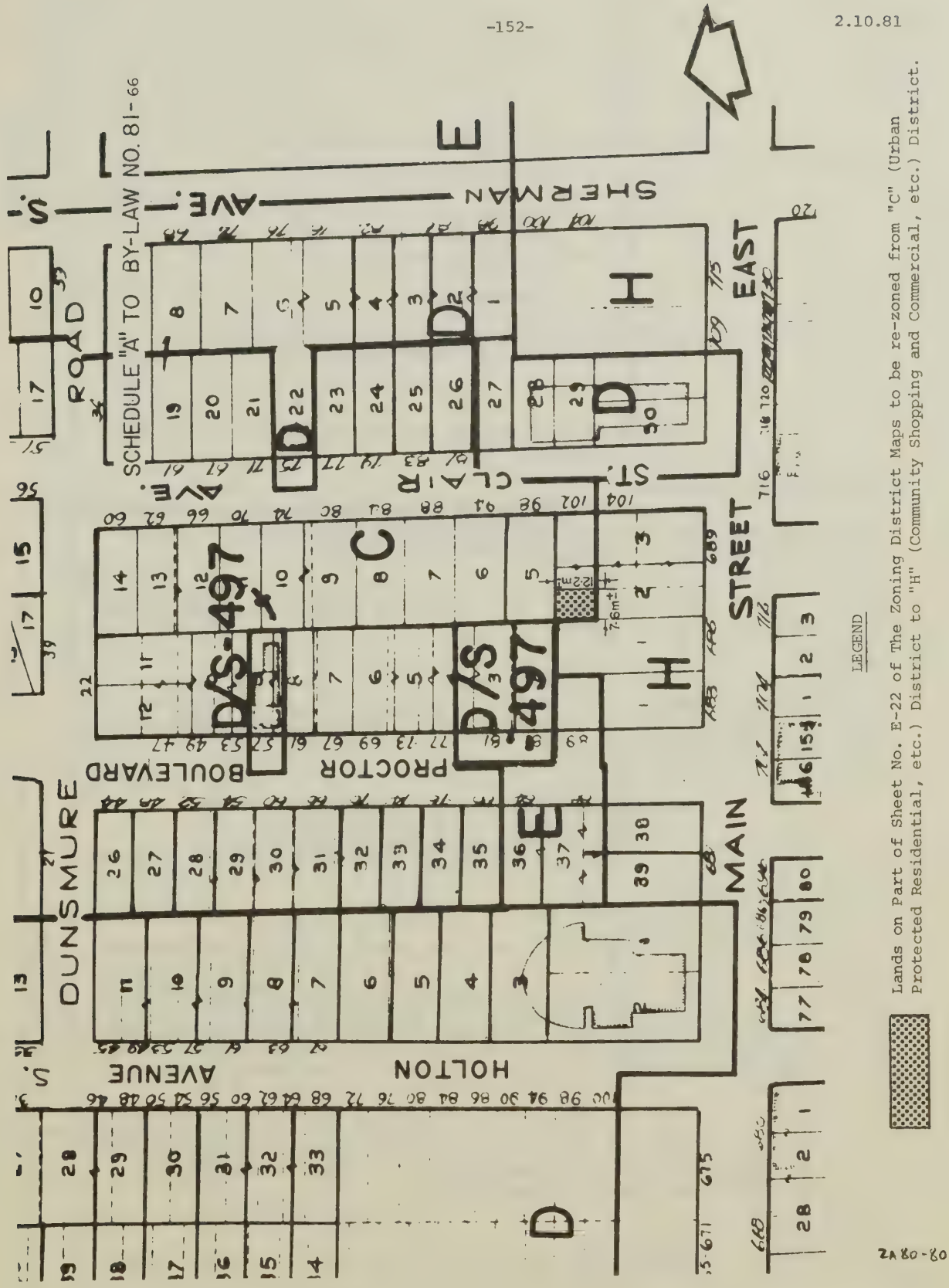
7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this tenth day of February A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 5 R.P.D.C. 2, January 27
R. Lawrence, Owner
Z.A. 80-80



Bill No. D-26

This is Schedule "A" to By-law No. 81-66 passed the tenth day of February, 1981,

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 67

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE NORTH SIDE OF MORLEY STREET, IN THE AREA WEST OF WOODWARD AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-82 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "J" (Light and Limited Heavy Industry, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this tenth day of February A.D. 1981.

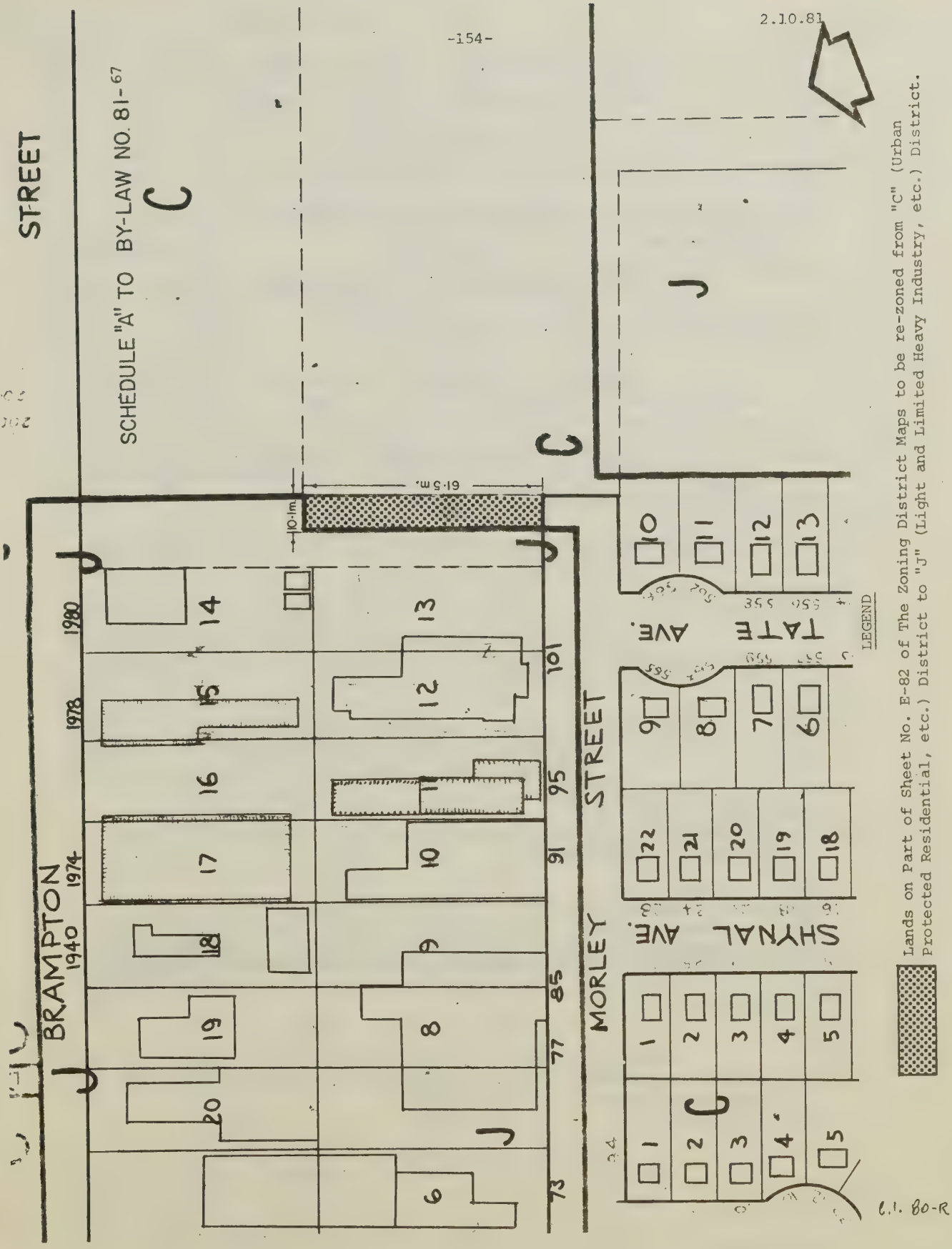
City Clerk

Mayor

J.8

(1981) 5 R.P.D.C. 7, January 27
City Initiative 80-R

2.10.81



Bill No. D-27

This is Schedule "A" to By-law No. 81- 67 passed the tenth day of February, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81- 68

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 258 BRITANNIA AVENUE

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-64 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

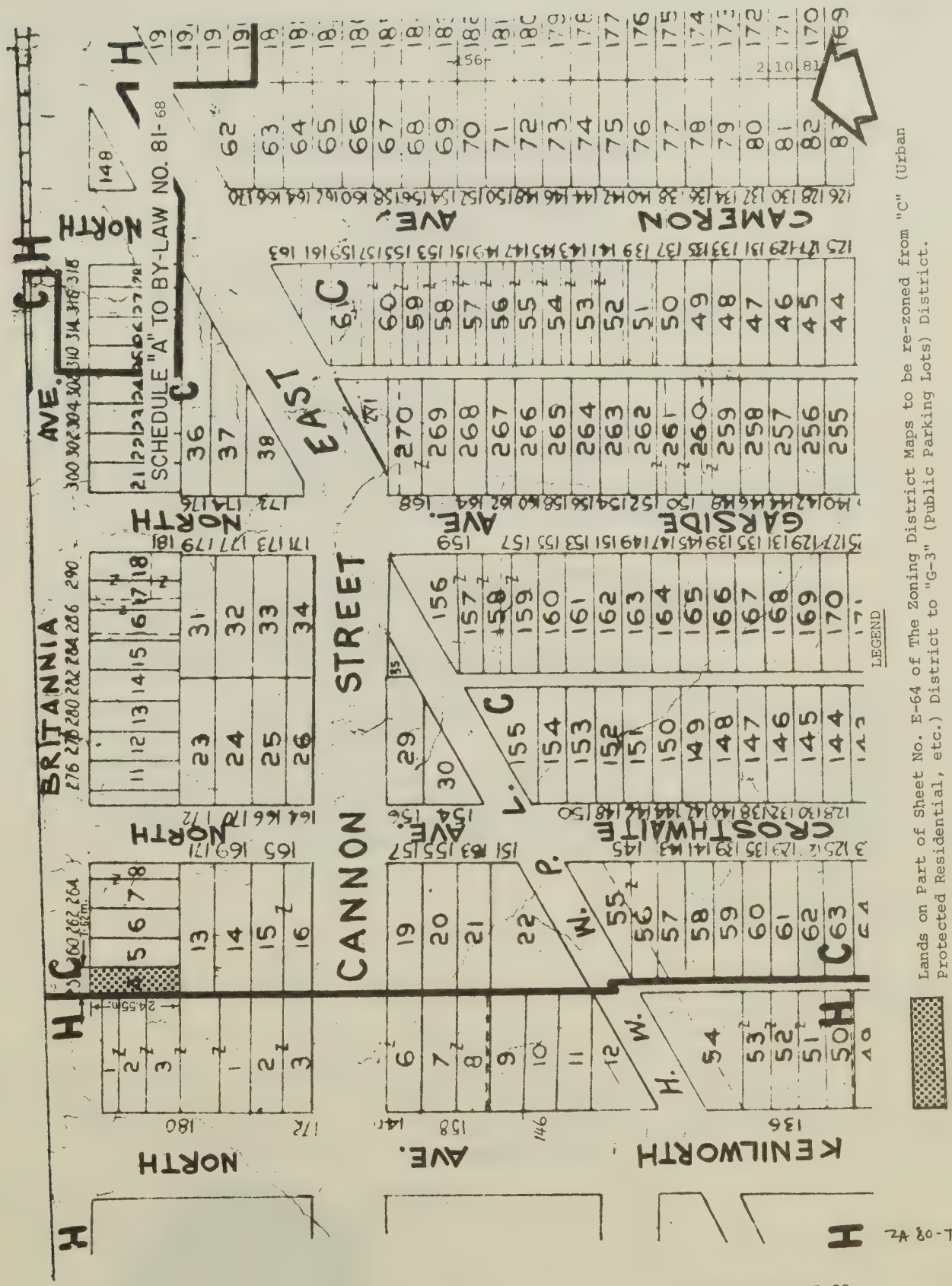
3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this tenth day of February A.D. 1981.

E. A. Sampson
City Clerk

William Powell
Mayor

(1981) 5 R.P.D.C. 3, January 27
L.B. Lockwood, R.M. Wahlman and
Tigertown Leasing Limited, Owners
Z.A. 80-73



ZA 80-73

Bill No. D-28

This is Schedule "A" to By-law No. 81-68 passed the tenth day of February, 1981

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-69

To Amend:

Building Code By-law No. 76-119

Respecting:

FEES

WHEREAS By-law No. 76-119, passed on the 27th day of April, 1976, pursuant to subsection 2 of section 5 of The Building Code Act, 1974 provides for a schedule of fees to be paid for permits;

AND WHEREAS it is desirable to revise the fees in the schedule of fees annexed to the said by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 76-119, as amended by section 1 of By-law No. 78-293, passed on the 28th day of November, 1978, is repealed and the attached schedule "A" is substituted in lieu thereof.

PASSED this tenth day of February A.D. 1981.

City Clerk

Mayor

(1981) 8 R.P.D.C. 2, February 10

SCHEDULE "A"
By-law No.76-119
FEES

CLASS OF PERMIT (Col. 1)	FEE (Col. 2)
1. Permit for the construction of a building or part thereof other than a permit referred to in paragraph 1 of Section 2.	
(a) Where the cost or valuation of the construction is $100.00 or less	.... NO FEE
(b) Where the cost or valuation of the construction is greater than $100.00 but less than $500.00	.... $ 8.00
(c) Where the cost or valuation of the construction is greater than $500.00	.... $ 8.00 plus $8.00 for each $1,000.00 or part thereof up to and including $15,000,000.00 <u>plus</u> $4.00 per $1,000.00 or part thereof for that portion above $15,000,000.00 up to and including $45,000,000.00 <u>plus</u> $2.00 per $1,000.00 or part thereof for that portion above $45,000,000.00
2. Permit for the demolition of a building	.... $20.00 for each 3,000 cubic metres of demolition or part thereof.
3. Permit to authorize the occupancy of a building or part thereof prior to completion:	
(a) first inspection	.... NIL
(b) each inspection after the first inspection	.... $25.00

Bill No. D-30

The Corporation of the City of Hamilton

BY-LAW NO. 81-70

To Amend:

Building By-law No. 75-55

Respecting:

FEES

WHEREAS By-law No. 75-55, passed on the 25th day of February, 1975, in accordance with paragraph 24 of subsection 1 of section 38 of The Planning Act, provides (amongst other things) for the fixing of fees;

AND WHEREAS it is desirable to revise the fees in the schedule of fees annexed to the said by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" to By-law No. 75-55, as amended by sections 1 and 2 of By-law No. 75-319, passed on the 9th day of December, 1975 and sections 1, 2 and 3 of By-law No. 78-295, passed on the 28th day of November, 1978 is repealed and the attached Schedule "A" is substituted therefor.

PASSED this tenth day of February A.D. 1981.

E R Simpson
City Clerk

William Powell
Mayor

(1981) 8 R.P.D.C. 2, February 10

Schedule "A" to

Part 2 - Administration
By-law 75-55
respecting

A. Where the application is in respect of any work a fee shall be paid as follows:

1. If the cost of work is $100.00 or less ..... No Charge

2. If the cost of work is greater than $100.00 but not more than $500.00 ..... $ 8.00

3. If the cost of work is greater than $500.00, an initial fee of $8.00 and in addition for every $1.000/00 or part thereof of the cost of work ..... $ 8.00

B. Where the application is for a Zoning Verification Certificate under the Zoning By-law in respect of one and two family residential occupancies, a fee shall be paid in the amount of $15.00

C. Where the application is for a Certificate other than that referred to in paragraph B above, a fee shall be paid in the amount of $20.00

D. Where the application is for a Report respecting work in progress or compliance with the Building By-law or Zoning By-law $25.00

E. Hard Copies of Documents 8-1/2" x 11" ..... $ 1.00

The Corporation of the City of Hamilton

BY-LAW NO. 81-71

To Amend:

By-law No. 78-94

Respecting:

MUNICIPAL WEED INSPECTORS

WHEREAS By-law No. 78-94, passed on the 28th day of March, 1978, under The Weed Control Act, R.S.O. 1970, Chapter 493, provided for the appointment of Municipal Weed Inspectors;

AND WHEREAS By-law No. 79-81, passed on the 13th day of March, 1979, as amended by By-law No. 80-067, passed on the 26th day of February, 1980, appointed Municipal Weed Inspectors;

AND WHEREAS it is intended to appoint inspectors in replacement of previously appointed inspectors.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 78-94, as re-enacted by section 1 of By-law No. 79-81 and section 1 of By-law No. 80-067, is repealed and the following substituted therefor:

The following persons are hereby appointed Municipal Weed Inspectors to enforce The Weed Control Act in the City of Hamilton:

1.	C. Bailey	12.	C. Gibbs
2.	W. Bailey	13.	G. Gibbs
3.	A. Boers	14.	R. Hands
4.	J. Buzit	15.	J. Hitzroth
5.	G. Cavael	16.	D. Lobo
6.	B. Court	17.	L. Majors
7.	D. Danby	18.	L. Manning
8.	R. Duguay	19.	B. Maraj
9.	R. Farthing	20.	V. Melo
10.	A. Filice	21.	C. Rogers
11.	J. Fuller	22.	C. Smith

PASSED this tenth day of February A.D. 1981.

City Clerk

William Powell
Mayor

Director of Street Services
February 2, 1981

Bill No. E14

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 72

TO WIDEN BRUCEDALE AVENUE,
NORTH SIDE, WEST OF EAST 23rd STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Brucedale Avenue by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Brucedale Avenue.

2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this tenth day of February A.D. 1981.

E. A. Lumpson
City Clerk

William Powell
Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of the southerly Eight point zero (8.0') feet from front to rear of Lot 469 according to Mount Pleasant Addition Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 485.

2.10.81

Bill No. E15

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 73

TO WIDEN AN ALLEYWAY FROM EAST 22nd STREET TO EAST 23rd STREET, SOUTH OF CONCESSION STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen an alleyway from East 22nd Street to East 23rd Street, south of Concession Street by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of an alleyway from East 22nd Street to East 23rd Street, south of Concession Street.
2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this tenth day of February A.D. 1981.

City Clerk

Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of Part of Lot 4 according to Mount Pleasant Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 412 and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on November 17th, 1980 as Plan 62R-5592.

Bill No. E16

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 81 - 74

TO WIDEN CANNON STREET,
AT THE SOUTH EAST CORNER OF GAGE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284 and amendments thereto to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it expedient to widen a portion of the highway known as Cannon Street by incorporating within its limits the lands described in Schedule "A" hereto.

AND WHEREAS the said lands are owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The lands described in Schedule "A" appended hereto are hereby established and laid out as public highway to form part of Cannon Street.

2. The City Engineer or his duly authorized agent is hereby authorized to open as public highway the said lands.

PASSED this tenth day of February A.D. 1981.

City Clerk

William Powell
Mayor

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario and being composed of part of Lot 16 according to Bloomdale Survey registered in the Land Registry Office for the Registry Division of Wentworth as Plan No. 442 and which said parcel may be more particularly described as all of Part 1 according to a Reference Plan received and deposited in the said Land Registry Office on November 26th, 1980 as Plan 62R-5601.

BY-LAW NO. 81 - 75

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25A (Parking Time Limits, Monday to Friday) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Bond	Both	King to Marion"

2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following item, namely:-

"Empress	North	Upper James to 145 ft. easterly"

3. Schedule 26B (No Parking Areas) is hereby amended by adding thereto the following items, namely:-

"Jackson Street East	North	Ferguson to Wellington	2nd Tues. each month 1 p.m. to 4 p.m.
Hunter Street East	South	Walnut to Wellington	2nd Fri. each month 1 p.m. to 4 p.m.
Grove	South	Liberty to Wellington	2nd Wed. each month 1 p.m. to 4 p.m.
Grange	North	Liberty to Ford	2nd Fri. each month 8 a.m. to 12 noon
Augusta	North	James to East End	2nd Tues. each month 1 p.m. to 4 p.m.
Augusta	South	John to East End	2nd Wed. each month 1 p.m. to 4 p.m.
Forest	North	John to East End	2nd Thurs. each month 1 p.m. to 4 p.m.
Forest	South	James to East End	2nd Fri. each month 1 p.m. to 4 p.m.
St. Joseph's Drive	North	John to East End	2nd Tues. each month 1 p.m. to 4 p.m.
St. Joseph's Drive	South	John to East End	2nd Wed. each month 1 p.m. to 4 p.m.
Rockwood Place	South	End to End	2nd Wed. each month 1 p.m. to 4 p.m.
Louisa Avenue	North	Mountwood to John	2nd Thurs. each month 1 p.m. to 4 p.m.
Kingsway Drive	South	John to Arkledun	2nd Wed. each month 8 a.m. to 12 noon
Patrick	South	End to End	2nd Fri. each month 1 p.m. to 4 p.m.
Foster	North	End to End	2nd Thurs. each month 1 p.m. to 4 p.m.
Baillie	West	Augusta to North End	2nd Tues. each month 8 a.m. to 12 noon
Walnut	West	Hunter to South End	2nd Tues. each month 8 a.m. to 12 noon
Walnut	East	Charlton to South End	2nd Wed. each month 8 a.m. to 12 noon

Ferguson	East	Jackson to South End	2nd Fri. each month 8 a.m. to 12 noon
Ferguson	West	T.H.& B. to Forest	2nd Thurs. each month 8 a.m. to 12 noon
Spring	East	Main to Hunter	2nd Fri. each month 1 p.m. to 4 p.m.
Mountwood	East	St. Joseph's to South End	2nd Wed. each month 8 a.m. to 12 noon
John	West	Arkledun to South End	2nd Thurs. each month 8 a.m. to 12 noon
John	East	Arkledun to South End	2nd Fri. each month 8 a.m. to 12 noon

PASSED this tenth day of February , A.D. 1981.

City Clerk

William Powell
Mayor

Bill No. 2.10.81
EI8

BY-LAW NO. 81 - 76

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of The City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding thereto the following item, namely:-

"Lionsgate	Eastbound	Magnolia"

2. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Sunshine Court	North	Garth to Easterly End"

PASSED this tenth day of February , A.D. 1981.

E. A. Kemp
City Clerk

William Powell
Mayor

Bill No. A-7

BY-LAW NO. 81- 77

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 10th DAY OF February A.D., 1981.

WHEREAS by Section 9 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 241 of The Municipal Act, being Chapter 284 of the Revised Statutes of Ontario, 1970, the powers of every Council are to be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of the Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Deputy City Clerk, are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 10th day of February A.D., 1981.

City Clerk

William Powell
Mayor

Bill No. D-52

The Corporation of the City of Hamilton

BY-LAW NO. 81-114

To Adopt:

Official Plan Amendment No. 356

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF MAIN STREET EAST
AND ALBERT STREET
MUNICIPAL NO. 876 MAIN STREET EAST

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 356 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1979) 32 R.P.D.C. 4, September 25

Sonan Developments Limited, Owner
Z.A. 79-33
O.M.B. Decision, November 6, 1980
O.M.B. File Nos. R 793913; R 801701
City Legal File No. 100-5.56

CERTIFIED A TRUE COPY

CITY CLERK

AMENDMENT NO. 356 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 356.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

South-east corner of Main Street East and Albert Street.

BASIS:

It is proposed that lands at the south-east corner of Main Street East and Albert Street be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

That the designation of the lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".

IMPLEMENTATION:

A Restricted Area By-Law will give effect to the intended commercial use of the subject lands.

Bill No. D-52

This is Schedule 1 to By-law No. 81-114 passed the 14th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

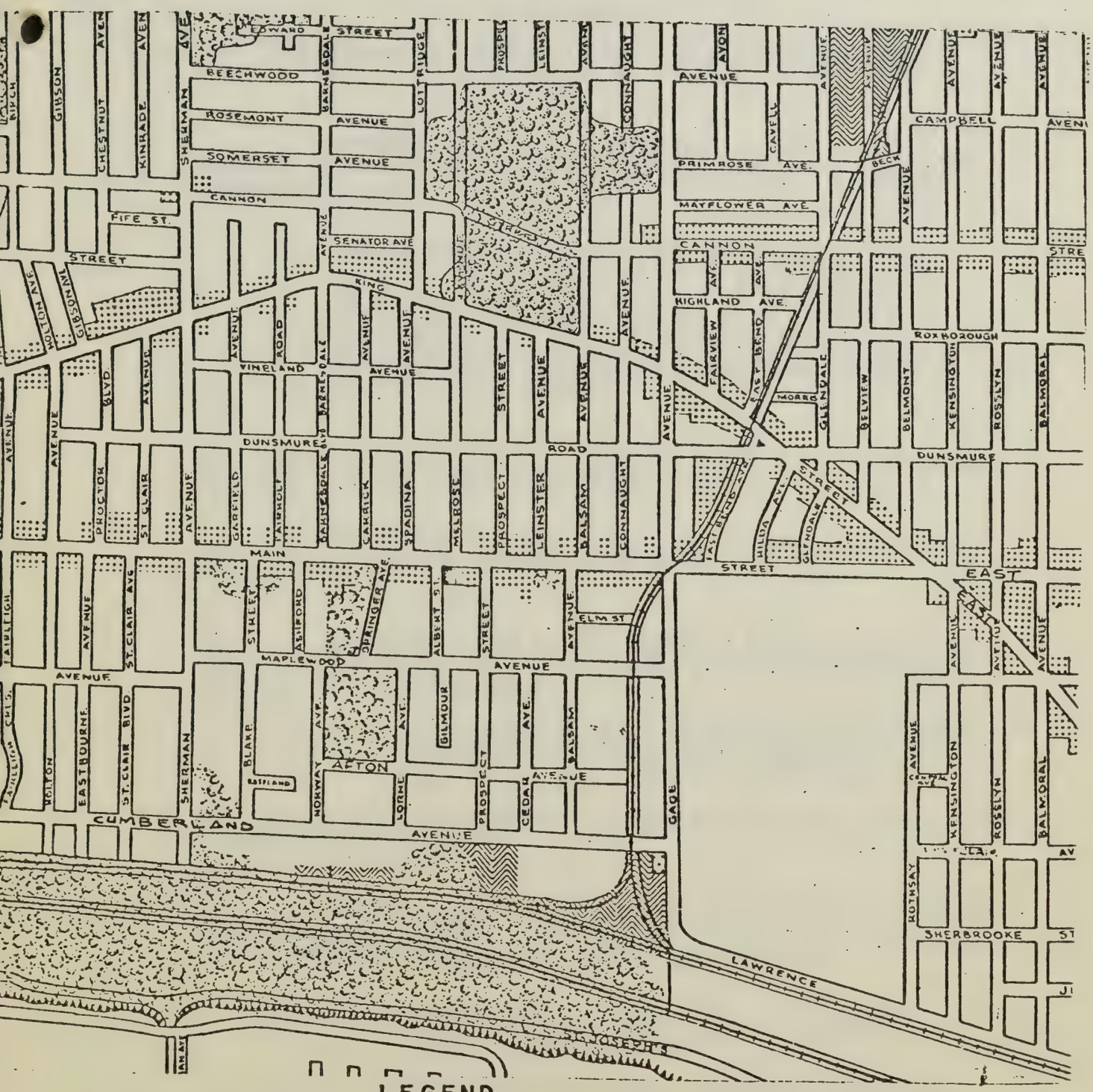
City Clerk

Mayor

Schedule "A" to Amendment No. 356
to the Official Plan
of the Hamilton Planning Area.

CHANGE

FROM RESIDENTIAL TO COMMERCIAL



LEGEND

- RESIDENTIAL
- COMMERCIAL
- INDUSTRIAL
- RECREATION, CIVIC & CULTURAL

The Corporation of the City of Hamilton

BY-LAW NO. 81-115

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 876 MAIN STREET EAST

WHEREAS the Ontario Municipal Board at a hearing held on the 6th day of November, 1980 endorsed its hearing sheet as follows:

> Application for by-law and appeal from refusal allowed, by-law ordered to be passed in terms of Item 1, page 1 of Minutes of Planning & Development Committee of the City of Hamilton, dated Sept. 12, 1979, to provide a modified H zoning. A corresponding amendment to the Official Plan ordered.

AND WHEREAS it is intended herein to comply with the order of the Ontario Municipal Board.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-34 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

   (a) by changing from "E-2" (Multiple Dwellings) district to "H" (Community Shopping and Commercial, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "H" District provisions applicable to the land referred to in section I are amended to the extent only of the following variances as special requirements:

   1. Notwithstanding subsection 1 of section 14 of By-law No. 6593,

      (a) commercial uses described as frosted food locker plant, service station, public garage, storage garage, theatre or motion picture theatre, second-hand goods shop, pawnbroker's shop, pet shop, open-air market, liquor dispensary or brewer's warehouse, plumber's shop, billboard, roof-sign or overhanging sign, any type of car wash, and any industrial use of, are prohibited on land shown on Schedule "A";

(b) a restaurant use shall only be permitted within the dwelling existing on the land shown on schedule "A", as at the 6th day of November, 1980.

2. In accordance with section 14 of By-law No. 6593, a massage parlor, public baths and body and fender repairing for which special equipment is usually used are prohibited on the land shown on schedule "A".

3. In the event that a restaurant is established on the premises on the land shown on schedule "A", clause (b) of paragraph I and paragraph 2 of subsection 12 of section 18 of By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-733".

5. Sheet No. E-34 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-733".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 14th day of April A.D. 1981.

City Clerk

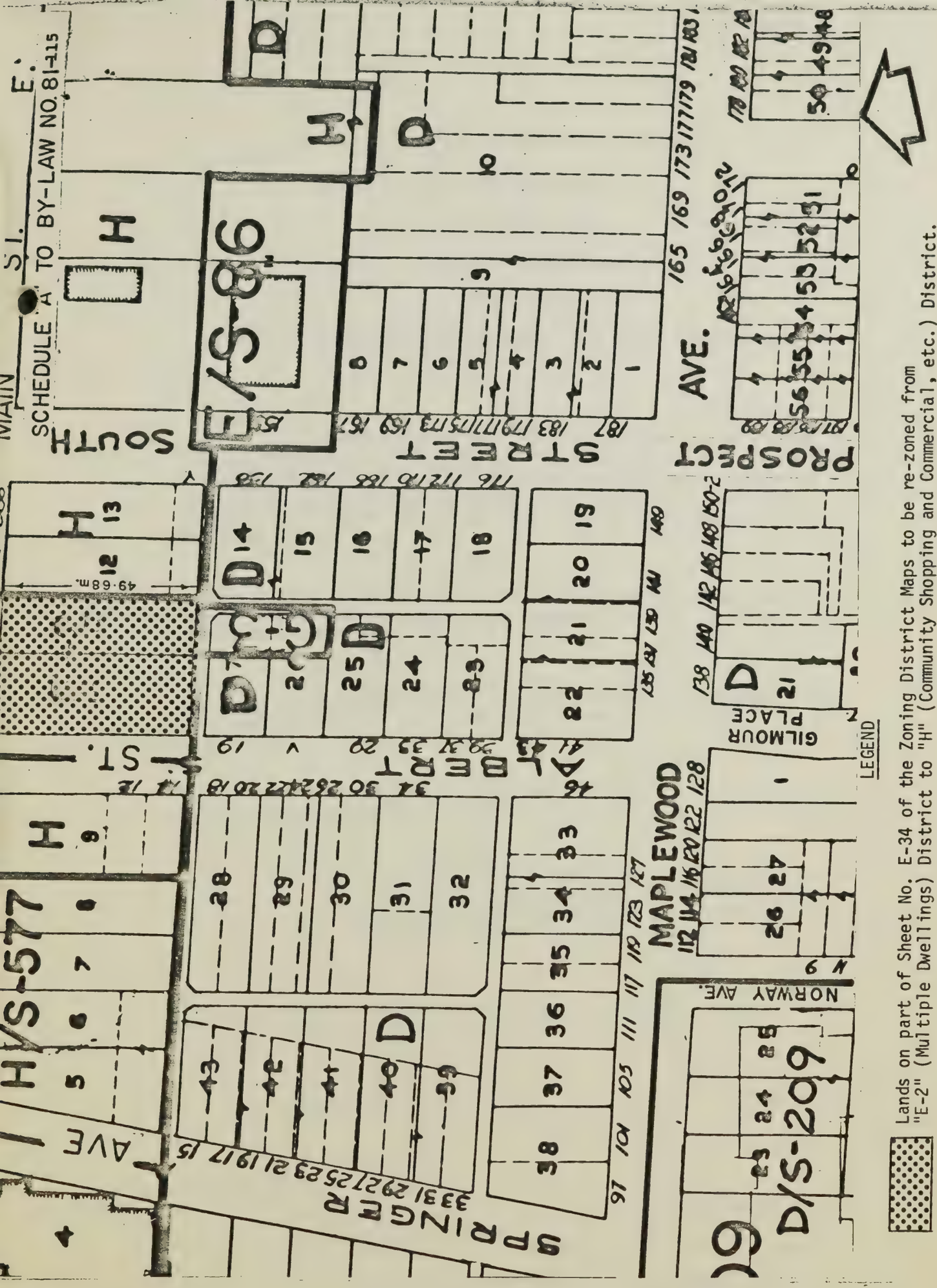
William Powell
Mayor

(1979) 32 R.P.D.C. 4, September 25

Sonan Developments Limited, Owner
Z.A. 79-33
O.M.B. Decision, November 6, 1980
O.M.B. Files No. R 793913; R 801701
City Legal File No. 100-5.56

CERTIFIED A TRUE COPY

CITY CLERK



Bill No. D-53

This is Schedule "A" to By-law No. 81-115 passed the 14th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-116

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 876 MAIN STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

17. Land located at Municipal No. 876 Main Street East, shown on Appendix 17 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 17.

PASSED this 14th day of April A.D. 1981.

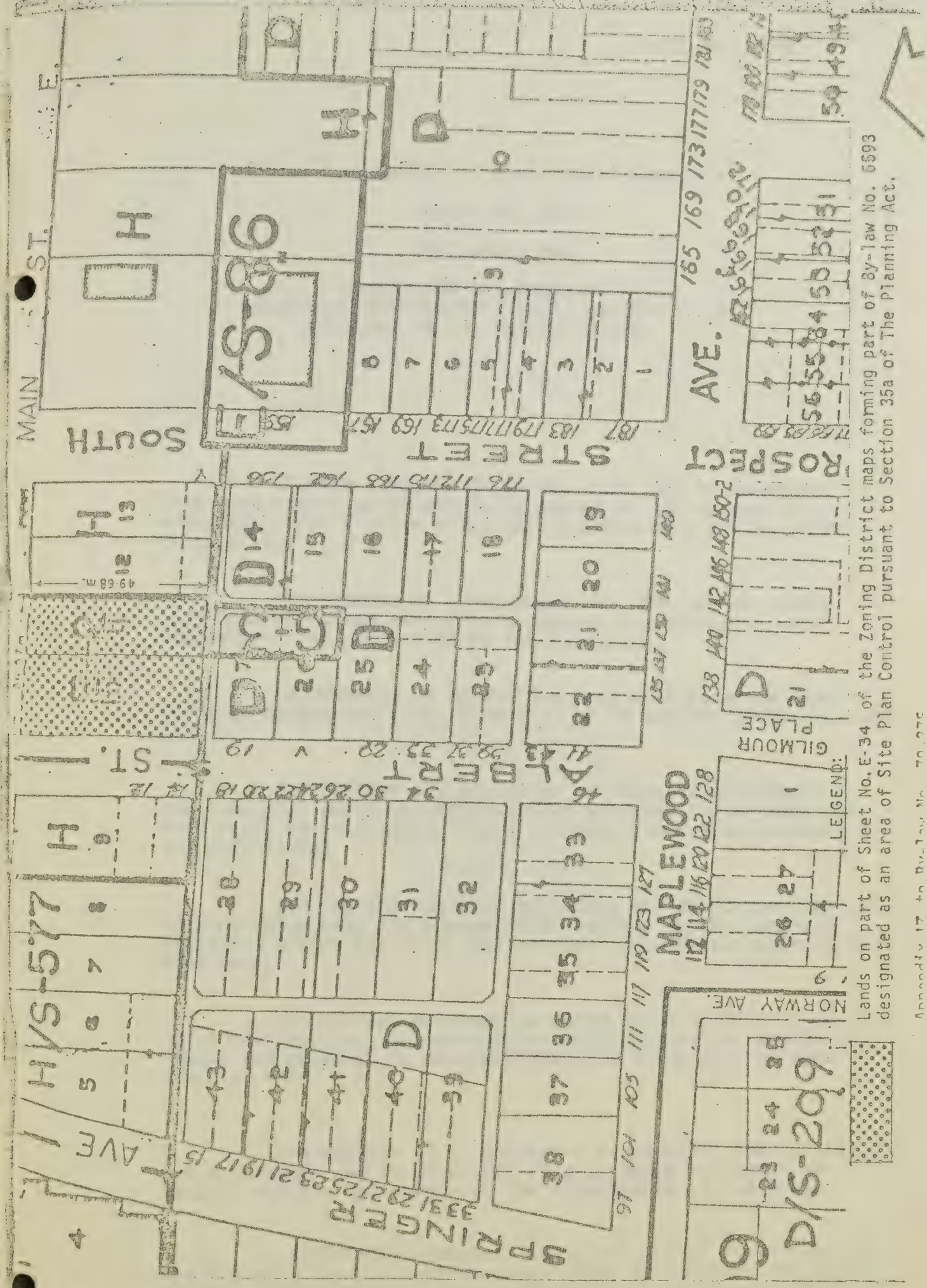
City Clerk

Mayor

CERTIFIED A TRUE COPY

(1979) 32 R.P.D.C. 4, September 25

Sonan Developments Limited, Owner
Z.A. 79-33
O.M.B. Decision, November 6, 1980
O.M.B. File Nos. R 793913; R 801701
City Legal File No. 100-5.56



Bill No. D-54

This is Schedule "A" to By-law No. 81-116 passed the 14th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D-55

The Corporation of the City of Hamilton

BY-LAW NO. 81-117

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 89 CENTURY STREET

WHEREAS a Notice dated the 13th day of December, 1978 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 9th day of August, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 12 R.P.D.C. 10, April 14

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 81-117

Municipal Address: 89 Century Street, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being FIRSTLY: In the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of parts of Lots Numbers 85 and 86 in Thomas Stinson's Survey, registered in the Registry Office for the Registry Division of Wentworth as Plan No. 43, which said parts of said lots may be more particularly described as follows:

COMMENCING at a point in the northerly limit of Wilson Street, distant 26 feet, 2 1/2 inches measured westerly therealong from the south-east corner of said Lot No. 85;
THENCE northerly in a straight line 106 feet, 8 inches to a point in the southerly limit of a 10 foot alley being in the northerly limit of said Lot No. 85, said point being distant 24 feet, 1 inch measured westerly along the northerly limit of said lot from the north-east angle of said lot;
THENCE westerly along the northerly limit of said Lot No. 85, 23 feet, 2 1/4 inches to the north-west angle of said lot;
THENCE southerly along the westerly limit of said Lot No. 85 to the point of intersection of the said westerly limit with an existing board fence;
THENCE southerly along said existing board fence to intersect the northerly limit of a frame shed which forms part of the premises known as Municipal No. 349 Wilson Street according to the present system of street numbering;
THENCE westerly along the northerly limit of said frame shed 6 inches more or less to the north-west angle thereof;
THENCE southerly along the westerly limit of said frame shed 11 feet, 11 1/2 inches more or less to the intersection of said westerly limit with the main northerly wall of said house;

THENCE westerly along said northerly wall 6 inches to the north-west angle of said house;

THENCE southerly along the westerly wall of said house and the production southerly of said westerly wall to the south-west angle of said Lot No. 85;

THENCE easterly along the southerly limit of said Lot No. 85, 21 feet 1/4 inch to the place of beginning.

SECONDLY: In the said City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, formerly in the County of Wentworth, and being composed of the easterly 2 feet from front to rear of Lot Number 86 fronting on the north side of Wilson Street between Wentworth and Ashley Streets, according to Thomas Stinson's Survey, Plan No. 43, registered in the Registry Office for the Registry Division of Wentworth.

THIRDLY: In the said City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, formerly in the County of Wentworth, and being composed of part of Lot Number 85, according to Thomas Stinson's Survey, being a plan registered in the Registry Office for the Registry Division of Wentworth as Plan Number 43, which said part may be more particularly described as follows, that is to say:

COMMENCING at the south-east angle of said Lot 85, being the intersection of the north side of Wilson Street with the west side of Wentworth Street;

THENCE northerly along the east side of Lot 85, and being along the west side of Wentworth, 105 feet, 8 1/2 inches to the north-east angle of Lot 85;

THENCE westerly along the northerly limit of Lot 85, 24 feet, 1 inch to an iron bar planted;

THENCE southerly in a straight line, 106 feet, 8 inches to a point in the northerly limit of Wilson Street, being in the southerly limit of said Lot 85, said point being distant 26 feet, 2 1/2 inches measured westerly along the northerly limit of Wilson Street, from the south-east corner of Lot 85;

THENCE easterly along the northerly limit of Wilson Street and being along the southerly limit of Lot 85, 26 feet, 2 1/2 inches more or less to the place of beginning.

The Corporation of the City of Hamilton

BY-LAW NO. 81-118

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 93 CENTURY STREET

WHEREAS a Notice dated the 13th day of December, 1978 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 25th day of September, 1979 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 12 R.P.D.C. 10, April 14

CERTIFIED A TRUE COPY
CITY CLERK

SCHEDULE "A"

To By-law No. 81-118

Municipal Address: 93 Century Street, Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being FIRSTLY: In the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of parts of Lots Numbers 85 and 86 in Thomas Stinson's Survey, registered in the Registry Office for the Registry Division of Wentworth as Plan No. 43, which said parts of said lots may be more particularly described as follows:

COMMENCING at a point in the northerly limit of Wilson Street, distant 26 feet, 2 1/2 inches measured westerly therealong from the south-east corner of said Lot No. 85;
THENCE northerly in a straight line 106 feet, 8 inches to a point in the southerly limit of a 10 foot alley being in the northerly limit of said Lot No. 85, said point being distant 24 feet, 1 inch measured westerly along the northerly limit of said lot from the north-east angle of said lot;
THENCE westerly along the northerly limit of said Lot No. 85, 23 feet, 2 1/4 inches to the north-west angle of said lot;
THENCE southerly along the westerly limit of said Lot No. 85 to the point of intersection of the said westerly limit with an existing board fence;
THENCE southerly along said existing board fence to intersect the northerly limit of a frame shed which forms part of the premises known as Municipal No. 349 Wilson Street according to the present system of street numbering;
THENCE westerly along the northerly limit of said frame shed 6 inches more or less to the north-west angle thereof;
THENCE southerly along the westerly limit of said frame shed 11 feet, 11 1/2 inches more or less to the intersection of said westerly limit with the main northerly wall of said house;

THENCE westerly along said northerly wall 6 inches to the north-west angle of said house;

THENCE southerly along the westerly wall of said house and the production southerly of said westerly wall to the south-west angle of said Lot No. 85;

THENCE easterly along the southerly limit of said Lot No. 85, 21 feet 1/4 inch to the place of beginning.

SECONDLY: In the said City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, formerly in the County of Wentworth, and being composed of the easterly 2 feet from front to rear of Lot Number 86 fronting on the north side of Wilson Street between Wentworth and Ashley Streets, according to Thomas Stinson's Survey, Plan No. 43, registered in the Registry Office for the Registry Division of Wentworth.

THIRDLY: In the said City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, formerly in the County of Wentworth, and being composed of part of Lot Number 85, according to Thomas Stinson's Survey, being a plan registered in the Registry Office for the Registry Division of Wentworth as Plan Number 43, which said part may be more particularly described as follows, that is to say:

COMMENCING at the south-east angle of said Lot 85, being the intersection of the north side of Wilson Street with the west side of Wentworth Street;

THENCE northerly along the east side of Lot 85, and being along the west side of Wentworth, 105 feet, 8 1/2 inches to the north-east angle of Lot 85;

THENCE westerly along the northerly limit of Lot 85, 24 feet, 1 inch to an iron bar planted;

THENCE southerly in a straight line, 106 feet, 8 inches to a point in the northerly limit of Wilson Street, being in the southerly limit of said Lot 85, said point being distant 26 feet, 2 1/2 inches measured westerly along the northerly limit of Wilson Street, from the south-east corner of Lot 85;

THENCE easterly along the northerly limit of Wilson Street and being along the southerly limit of Lot 85, 26 feet, 2 1/2 inches more or less to the place of beginning.

Bill No. E30

The Corporation of the City of Hamilton

BY-LAW NO. 81-123

To Amend:

Parking on Private and Municipal Property By-law No. 75-155

Respecting:

MOTOR VEHICLE OWNER'S RESPONSIBILITY

WHEREAS By-law No. 75-155, passed on the 27th day of May, 1975, as amended by By-law No. 76-237, passed on the 31st day of August, 1976, By-law No. 77-226, passed on the 30th day of August, 1977 and By-law No. 77-282, passed on the 8th day of November, 1977, in accordance with paragraph 112 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284, provided for the prohibiting of parking of motor vehicles on private property and municipal property and for their removal and impounding at the expense of the owner;

AND WHEREAS it is desirable to clearly provide that the owner of a vehicle, who is not the driver, is also in contravention of the by-law and is guilty of an offence under the by-law where the driver has parked, stopped or left standing the owner's vehicle.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-155 is amended by adding thereto the following section.

9a. The owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and on conviction is liable to a fine of not more than $1,000.00, exclusive of costs, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
CITY CLERK

(1981) 7 R.T.E.C. 35, March 31

Bill No. E31

The Corporation of the City of Hamilton

BY-LAW NO. 81- 124

To Amend:

Hamilton Civic Airport By-law No. 77-181

Respecting:

MOTOR VEHICLE OWNER'S RESPONSIBILITY

WHEREAS By-law No. 77-181, passed on the 28th day of June, 1977, established rules and regulations governing the Hamilton Civic Airport including stopping and parking of vehicles;

AND WHEREAS it is desirable to clearly provide that the owner of a vehicle, who is not the driver, is also in contravention of the by-law and is guilty of an offence under the by-law where the driver has parked, stopped or left standing the owner's vehicle.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 77-181 is amended by adding thereto the following section:

27. The owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and on conviction is liable to a fine of not more than $1,000.00, exclusive of costs, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 7 R.T.E.C. 35, March 31

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CITY CLERK

Bill No. E32

The Corporation of the City of Hamilton

BY-LAW NO. 81- 125

To Amend:

Fire Routes By-law No. 75-168

Respecting:

MOTOR VEHICLE OWNER'S RESPONSIBILITY

WHEREAS By-law No. 75-168, passed on the 10th day of June, 1975, as amended by By-law No. 75-299, passed on the 10th day of November, 1975, By-law No. 76-143, passed on the 11th day of May, 1976, By-law No. 76-285, passed on the 12th day of October, 1976 and By-law No. 76-295, passed on the 9th day of November, 1976 established regulations for the prevention of fires and the spread of fires by designating fire routes;

AND WHEREAS it is desirable to clearly provide that the owner of a vehicle, who is not the driver, is also in contravention of the by-law and is guilty of an offence under the by-law where the driver has parked, stopped or left standing the owner's vehicle.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 75-168 is amended by adding thereto the following section:

15a. The owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and on conviction is liable to a fine of not more than $1,000.00, exclusive of costs, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.

PASSED this 14th day of April A.D. 1981.

E. A. Simpson
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
E. A. Simpson
CITY CLERK

(1981) 7 R.T.E.C. 35, March 31

Bill No. E33

The Corporation of the City of Hamilton

BY-LAW NO. 81- 126

To Amend:

Traffic By-law No. 66-100

Respecting:

MOTOR VEHICLE OWNER'S RESPONSIBILITY

WHEREAS By-law No. 66-100, passed on the 29th day of March, 1966, provides for the regulation of traffic on highways in accordance with paragraph 105 of subsection 1 of section 379 of The Municipal Act, R.S.O. 1960, Chapter 249, now paragraph 107 of subsection 1 of section 354 of The Municipal Act, R.S.O. 1970, Chapter 284;

AND WHEREAS it is desirable to clearly provide that the owner of a vehicle, who is not the driver, is also in contravention of the by-law and is guilty of an offence under the by-law where the driver has parked, stopped or left standing the owner's vehicle.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 45 of By-law No. 66-100 is amended by adding thereto the following subsection:

(6a) The owner of a vehicle that is parked, stopped or left standing in contravention of this by-law is guilty of an offence and on conviction is liable to a fine of not more than $1,000.00, exclusive of costs, unless the owner proves to the satisfaction of the court that at the time of the offence the motor vehicle was in the possession of another person without the owner's consent, express or implied.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1981) 7 R.T.E.C. 35, March 31

Bill No. E34

The Corporation of the City of Hamilton

BY-LAW NO. 81-127

To Amend:

Streets By-law No. 9329

Respecting:

VEHICLE APPROACH RAMPS AND BOULEVARD PARKING
FOR SINGLE- AND TWO-FAMILY DWELLINGS

WHEREAS By-law No. 9329, passed on the 9th day of May, 1961, as amended from time to time, provides for vehicle approach ramps and boulevard parking;

AND WHEREAS it is desirable to provide for certain changes to the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 9329 is repealed and the following substituted therefor:

1. In this by-law,

(a) "City" means The Corporation of the City of Hamilton;

(b) "Commissioner of Engineering" means the Commissioner of Engineering of the Regional Municipality of Hamilton-Wentworth;

(c) "Director of Traffic" means the Traffic Commissioner;

(d) "Streets Commissioner" means the Director of Public Works of the City;

(e) "Traffic Commissioner" means the Traffic Commissioner of the City.

2. Subsection 1 of section 11 of By-law No. 9329 is amended by striking out the numeral "15" in the first line and "fifteen" in the third line and respectively substituting therefor "25" and "twenty-five".

3. Subsection 6 of section 11 of the said by-law is repealed and the following substituted therefor:

(6) Paving of a part of a side-boulevard other than as permitted under subsection 1, upon a permit in writing from the Commissioner of Engineering, according to his specifications and to his satisfaction, after registration in the Registry Office for the Registry Division of Wentworth, of an agreement satisfactory to the City Solicitor, to indemnify and save harmless the City Corporation for any and all actions, claims, demand and loss whatsoever which may result.

4. Subsection 8 of section 11 of the said by-law, as re-enacted by section 1 of By-law No. 71-326 is repealed and the following substituted therefor:

(8) A vehicle approach ramp constructed as an independent installation by the City upon specifications of the Commissioner of Engineering and to his satisfaction,

(a) in the case of ramps not more than twenty feet in width for single-family dwellings or two-family dwellings, after application in writing to the Streets Commissioner,

(b) in the case of any other ramps, after application in writing to the Traffic Commissioner,

upon payment by the applicant of any money as a charge for its construction as the City may approve, based on the average cost per square foot of construction of vehicle approach ramps independently constructed during the preceding calendar year.

5. Subsections (8a) and (8b) of section 11 of the said by-law, as enacted by section 1 of By-law No. 71-326, are repealed and the following substituted therefor:

(8a) Except as provided in subsection (8b), the location of all vehicle approach ramps shall be to the satisfaction of the Traffic Commissioner.

(8b) The location of a vehicle approach ramp for a driveway not more than twenty feet wide for single-family dwellings and two-family dwellings shall be to the satisfaction of the Streets Commissioner.

(8c) Except as provided in subsection (8d), no vehicle approach ramp may be located to allow access to a driveway where the distance between the building and the side property line is less than seven feet wide.

(8d) A vehicle approach ramp may be located,

(a) to allow access to an attached garage or to a carport or to a front, side or rear yard;

(b) to allow access to a mutual driveway not less than seven feet wide if,

(i) the mutual driveway is established in accordance with any instrument registered in the registry office against the title of the lands of the abutting parcels, and

(ii) a hard surfaced paved rear or side yard parking space having dimensions not less than nine feet wide and twenty fee long can be established.

6. Subsection (8c) of section 11 of the said by-law, as enacted by section 1 of By-law No. 71-326, and re-enacted by section 1 of By-law No. 74-267 and section 1 of By-law No. 80-132, is repealed and the following substituted therefor:

(8e) Where there is registered on title an agreement for paving a portion of the highway satisfactory to the Traffic Commissioner, notwithstanding subsection (8b), a vehicle approach ramp to one or more parking spaces located partially in the front, side or rear yard of a single-family dwelling or a two-family dwelling and partially upon the boulevard of a public highway, shall be located to the satisfaction of the Traffic Commissioner.

7. Subsection (8d) of section 11 of the said by-law, as enacted by section 1 of By-law No. 71-326, is repealed.

8. Subsection (8e) of section 11 of the said by-law, as enacted by section 1 of By-law No. 74-267, is repealed and the following substituted therefor:

(8f) Where a vehicle approach ramp has been constructed in accordance with subsection (8e), the parking spaces provided shall not be occupied by,

(a) a commercial motor vehicle or trailer within the meaning of The Highway Traffic Act; or

(b) a boat; or

(c) a mobile housing unit.

PASSED this 14th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 7 R.T.E.C. 34, March 31

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. E35

BY-LAW NO. 81 - 128

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of The City of Hamilton enacts as follows:-

1. Schedule 12 (One Way Streets) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding thereto the following item, namely:-

"George	Easterly	Hess	Caroline".

2. Schedule 29 (No Stopping Areas) be amended by adding to Section A (No Stopping Anytime) the following items, namely:-

"Osborne	West	Melvin to 126 feet north
George	South	Hess to Caroline
George	North	Hess to 56 feet east
George	North	94 feet west of Caroline to 58 feet westerly".

3. Schedule 29 (No Stopping Areas) be amended by deleting from Section B (No Stopping 7:00 A.M. - 9:00 A.M.) the following item, namely:-

"Hess	East	Main to King".

and by adding thereto the following item, namely:-

"Hess	West	Main to King".

4. Schedule 29 (No Stopping Areas) be amended by deleting from Section C (No Stopping 4:00 P.M. - 6:00 P.M.) the following item, namely:-

"Hess	East	Main to George".

PASSED this 14th day of April, A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. E36

BY-LAW NO. 81 - 129

To Amend By-law No. 66-100 To Regulate Traffic

The Council of The Corporation of The City of Hamilton enacts as follows:-

1. Schedule 24 (Parking Meter Locations) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding to Section 2 (Two Hour Limit) the following items, namely:-

"Hess	East	Main to George
George	North	Hess to Caroline".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following item, namely:-

"George	North	Hess to Caroline".

3. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section C (No Parking 7:00 A.M. - 6:00 P.M.) the following item, namely:-

"George	South	Caroline to Hess".

PASSED this 14th day of April, A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. C-1

The Corporation of the City of Hamilton

BY-LAW NO. 81-131

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED SOUTH OF HADELAND AVENUE
AND EAST OF UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-27A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "RT-20" (Townhouse - Maisonette) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of April A.D. 1981.

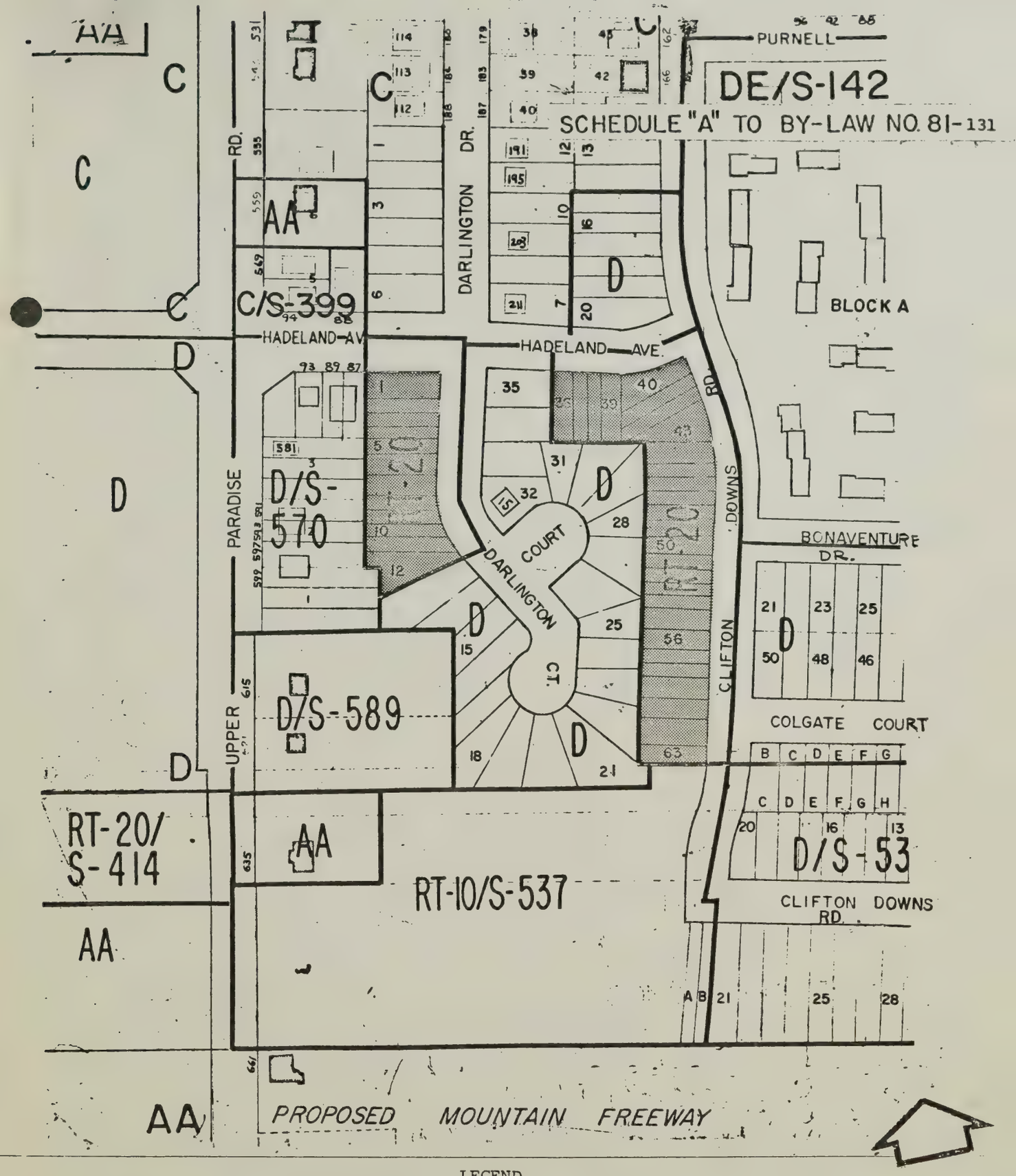
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1981) 11 R.P.D.C. 3, March 31
Ontario Land Corporation, Owner
Z.A. 81-08



LEGEND

Lands on Part of Sheet No. W-27A of The Zoning District Maps to be re-zoned from "RT-20" (Townhouse - Maisonette) District to "C" (Urban Protected Residential, etc.) District.

Bill No. C-1

This is Schedule "A" to By-law No. 81-131 passed the 28th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-132

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED IN THE AREA EAST OF UPPER PARADISE ROAD AND NORTH OF THE PROPOSED MOUNTAIN FREEWAY

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding Section 10(1)(iii) of By-law No. 6593, a townhouse dwelling shall not be a permitted use.

2. Notwithstanding Section 10(3)(ii) of the said by-law, no side yard shall be required along one side of each lot, except that a minimum side yard of 1.2 metres shall be provided and maintained along a flankage side abutting a street and along any side of a lot abutting any other residential district.

3. Notwithstanding Section 10(4)(i) of the said by-law, a lot for a single family dwelling shall have a minimum width of 9.0 metres and a minimum lot area of 278 square metres.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used except in accordance with the "D" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-744".

4. Sheet No. W-27A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-744".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 28th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 11 R.P.D.C. 4, March 31
Ontario Land Corporation, Owner
Z.A. 81-09

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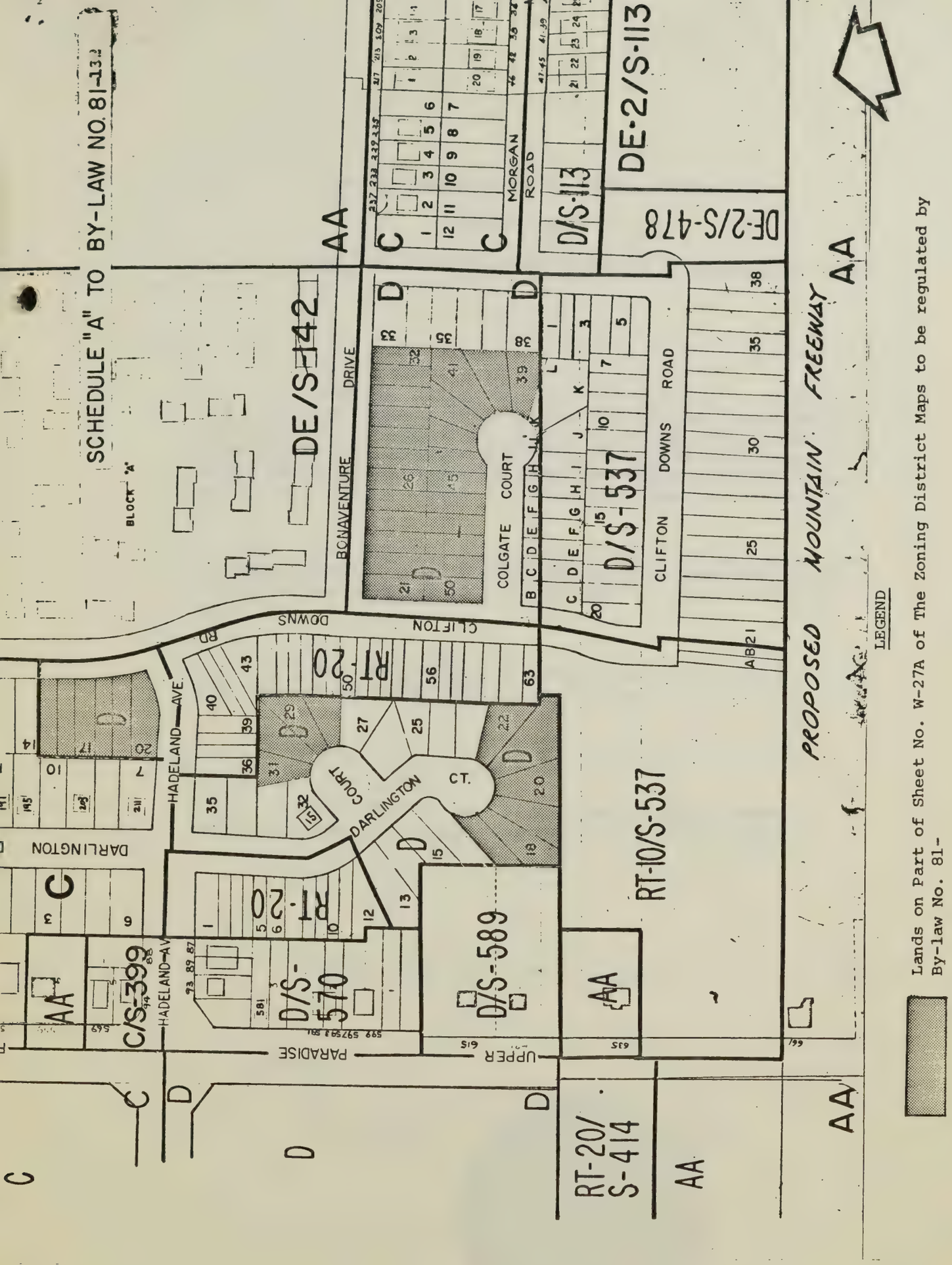
CITY CLERK



Bill No. C-2

This is Schedule "A" to By-law No. 81-132 passed the 28th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. C-3

The Corporation of the City of Hamilton

BY-LAW NO. 81- 133

TO CHANGE THE NAME OF RANWOOD DRIVE TO RAVENBURY DRIVE

WHEREAS paragraph 97 of subsection 1 of section 354 of The Municipal Act, as amended by the Statutes of Ontario, 1976, Chapter 69, section 10 and re-enacted by subsection 2 of section 4 of The Municipal Amendment Act, 1978, (Bill 195), provides that the council of a municipality may pass by-laws for changing names of highways;

AND WHEREAS notice of this by-law was published in The Spectator once a week for four successive weeks prior to the passing of this by-law, as required by the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The name of the street municipally known as Ranwood Drive is hereby changed to Ravenbury Drive.

PASSED this 28th day of April A.D. 1981.

William Powell

City Clerk Mayor

(1981) 5 R.P.D.C. 14, January 13
City Initiative

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-134

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF UPPER SHERMAN AVENUE AND LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "AA" (Agricultural) district to "DE-2" (Multiple Dwellings) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "DE-2" (Multiple Dwellings) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variances as special requirements:

1. The density of townhouse dwelling development shall not exceed 26 dwelling units.

2. The density of multiple dwelling development shall not exceed 54 dwelling units.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-747".

5. Sheet No. E-38B of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-747".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

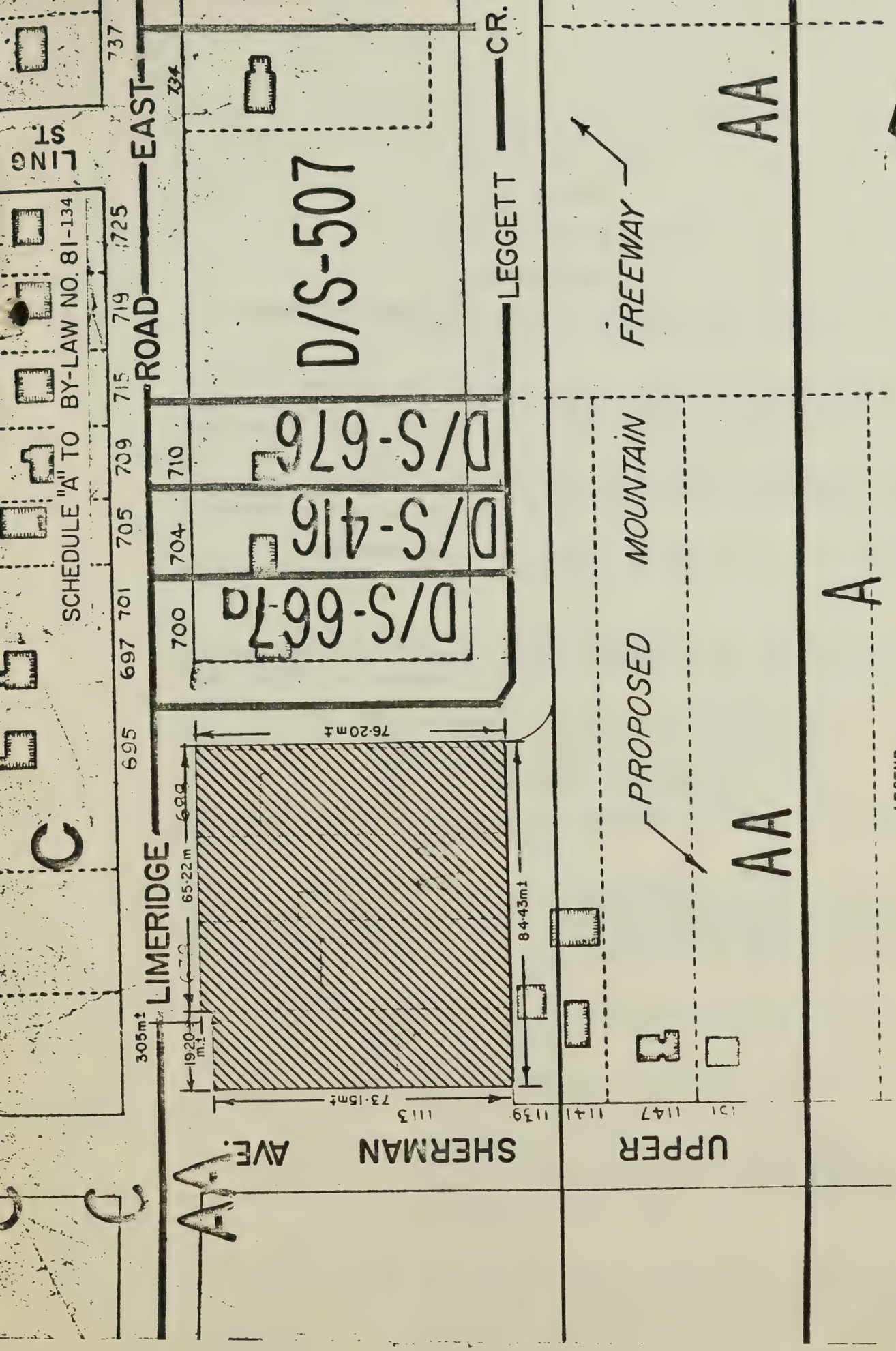
PASSED this 28th day of April A.D. 1981.

E. A. Jamieson
City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 3, April 28
Mr. A. Giannattasio, Ms. Diamante,
Mr. Dalla Pasqua, Owners
Z.A. 80-02

CERTIFIED A TRUE COPY
E. A. Jamieson
CITY CLERK



LEGEND

Lands on Part of Sheet No. E-38B of the Zoning District Maps to be Re-zoned from "AA" (Agricultural) District to "DE - 2" (Multiple Dwellings) District.

Bill No. C-4

This is Schedule "A" to By-law No. 81-134 passed the 28th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

Bill No. C-5

The Corporation of the City of Hamilton

BY-LAW NO. 81-135

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 200 and 206 JAMES STREET SOUTH and 17 ROBINSON STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-5 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district to "CR-3" (Commercial-Residential) district, the land comprised in Block 1,

the extent and boundaries of which Block are shown on a plan hereto annexed as schedule "A".

2. (1) The "CR-3" (Commercial-Residential) district and "E-3" (High Density Multiple Dwellings) district provisions applicable to the land shown on schedule "A", are amended to the extent only of the following variances as special requirements:

1. As to the "CR-3" District provisions applicable to Block 1,

(a) Notwithstanding subsection (8)(c) of Section 15B of By-law No. 6593, the height of the first three storeys of any building or structure located on Block 1 shall not exceed the height of the first three storeys of the building located at #200 James Street South on Block 2;

(b) Notwithstanding subsections 9 and 10 of Section 15B of By-law No. 6593, any portion of a building or structure in excess of the first three storeys shall comply with the following:

i) the rear yard shall have a depth of not less than 2.4 metres; and

ii) the southerly side yard shall have a width of not less than 6.5 metres; and

iii) the front yard shall have a depth of not less than 10.0 metres;

(c) Notwithstanding section 15B(17)(b) of By-law No. 6593, the residential portion of the joint residential use and commercial use shall have a gross floor area of not more than 2,393.27 square metres.

2. As to the "CR-3" District provisions applicable to Block 1 and the "E-3" District provisions applicable to Block 3, notwithstanding sections 15B and 11C respectively of By-law No. 6593 and Section 4(5) of the said by-law, the access driveway accessory to the building or structure on Block 1 may be situate on Block 3.

(2) Sections 2(a) and 3(a) of By-law No. 73-286, passed on the 13th day of November, 1973, and approved by the Ontario Municipal Board (File No. R 74259) by Order dated the 15th day of October, 1974, as amended by By-law No. 76-54, passed on the 24th day of February, 1976, and approved by the Ontario Municipal Board by Order dated the 9th day of March, 1976, shall not apply to any land comprised in Blocks 2 and 3.

(3) Section 3(b)(i) of By-law No. 73-286 is amended by striking out "as shown on Schedule "B"" at the end thereof.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "CR-3" and "E-3" District provisions, subject to the applicable special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-294" for Blocks 2 and 3 and "S-294a" for Block 1.

5. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-294" for Blocks 2 and 3 and "S-294a" for Block 1.

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

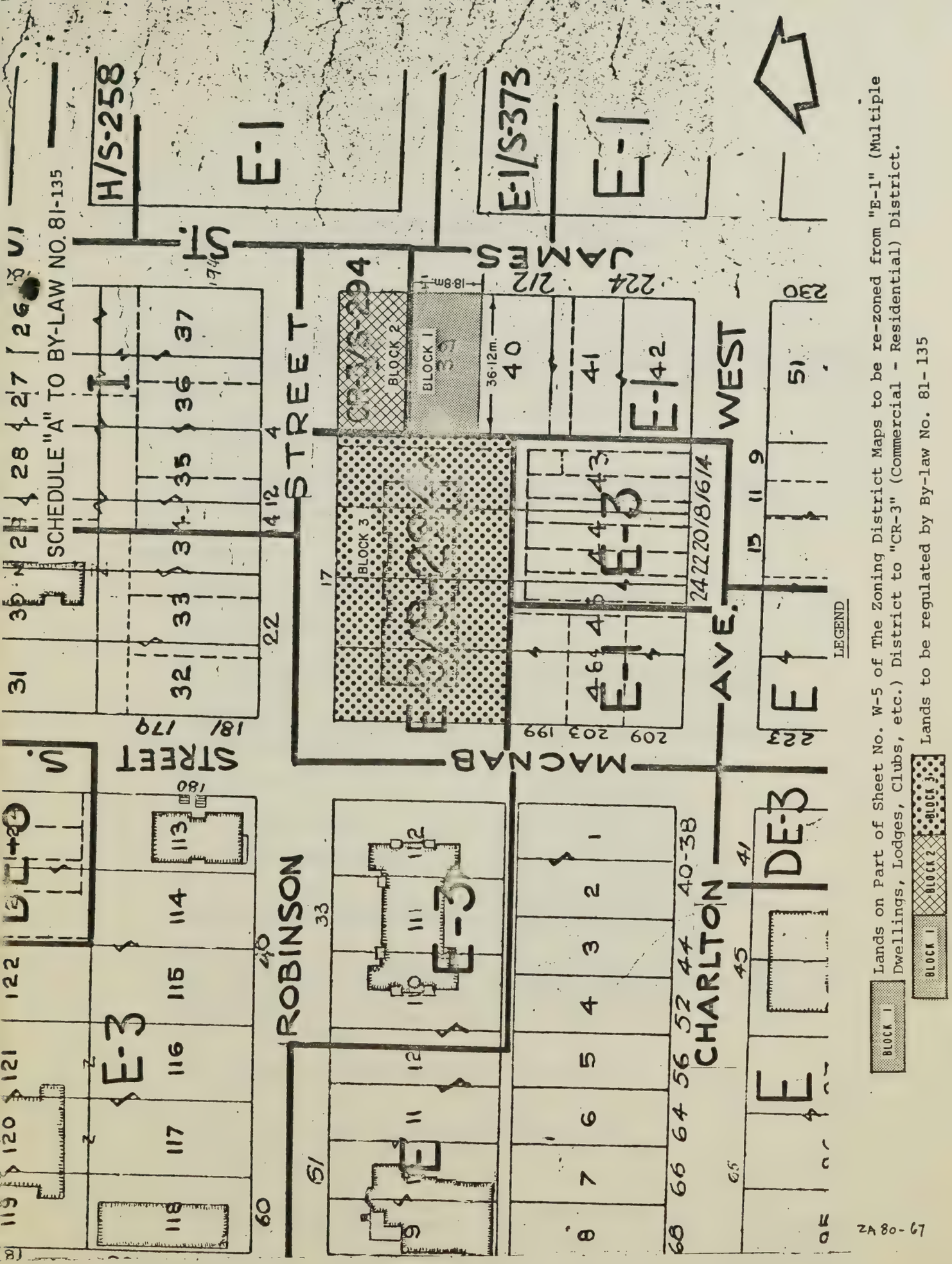
PASSED this 28th day of April A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 5 R.P.D.C. 6, January 27
Seventeen Robinson Street Limited, Owner
Z.A. 80-67

CERTIFIED A TRUE COPY
CITY CLERK



Bill No. C-5

This is Schedule "A" to By-law No. 81-135 passed the 28th day of April, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-140

TO FIX HE RATES OF TAXATION
FOR MUNICIPAL PURPOSES FOR THE YEAR 1981

WHEREAS it is necessary that the Estimates, as prepared by the Finance Committee for the year 1981 which set forth the revenues of The Corporation of the City of Hamilton, and the expenditures of The Corporation of the City of Hamilton,

(a) for municipal, and

(b) necessary for the purposes of any duly constituted board, commission or other body of The Corporation of the City of Hamilton

be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1981,

(a) for municipal purposes, and

(b) for the purpose of any duly constituted board, commission or other body of The Corporation of the City of Hamilton.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimates,

   (a) of the revenues

   (b) of the expenditures,

   of The Corporation of the City of Hamilton for the year 1981 as prepared by the Finance Committee, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $847,316,124.00, of which $476,414,946.00 is Residential assessment and $370,901,178.00 is Non-residential assessment, the following rates of taxation,

(a) for general municipal purposes 52.5305 mills producing	$ 44,509,940.00
(b) for the payment of debenture principal and interest of the general municipal fund 6.5702 mills producing	5,567,000.00
(c) for the purposes of the Public Library Board 8.9853 mills producing	7,613,390.00
	$ 57,690,330.00

3. The amount to be levied and raised against "residential" assessments in the amount of $476,414,946.00 determined as required by The Municipal Act shall be reduced by $4,865,580.00 or 10.2129 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... 4,865,580.00

$ 52,824,750.00

4. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 57.8731 mills on the dollar.

5. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 68.0860 mills on the dollar.

6. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th of August A.D., 1981.

CITY CLERK

William Powell
MAYOR

11. R.F.C. ( ), April 23, 1981.

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. E-38

The Corporation of the City of Hamilton

BY-LAW NO. 81- 141

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1981

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for $50,591,168.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1981.

AND WHEREAS after the deduction of $4,283,930.00 of 1981 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1981 Estimates, and the deduction of the net levy adjustments relating to prior years in the amount of $431,524.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of $45,875,714.00 for the year 1981.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1981 levy, in the amount of $50,591,168.00, is hereby adopted as part of the 1981 Estimates of The Corporation of the City of Hamilton.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $847,316,124.00, of which $476,414,946.00 is Residential assessment and $370,901,178.00 is Non-residential assessment, the following rates of taxation:

   (1) for Regional purposes 59.1293 mills producing $50,101,220.00

   (2) the amount to be levied and raised against "residential" assessments in the amount of $476,414,946.00 determined as required by The Municipal Act shall be reduced by $4,225,510.00 or 8.8694 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... 4,225,510.00

   $45,875,710.00

   (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 50.2599 mills on the dollar

   (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 59.1293 mills on the dollar

   (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1981.

CITY CLERK

William Powell
MAYOR

11. R.F.C. ( ), April 23, 1981.

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW No. 81-142

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1981

WHEREAS it is necessary that the Estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, as submitted to the Finance Committee of the City of Hamilton, for school purposes, be approved, and

WHEREAS it is necessary to impose rates of taxation for the year 1981 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. The estimates

   (a) of the revenues

   (b) of the expenditures,

   of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for the year 1981, as submitted to the Finance Committee, and the underlevy in 1980 in the amount of $302,635.00, are hereby approved.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $847,316,124.00, of which $476,414,946.00 is Residential assessment and $370,901,178.00 is Non-residential assessment, the following rates of taxation,

(a) for Public School purposes on all rateable property in the amount of $709,217,836.00 of which $356,113,848.00 is Residential assessment and $353,103,988.00 is Non-residential assessment, liable for Public School rates 52.0023 mills producing	$ 36,880,960.00
(b) for Separate School purposes 52.0023 mills on all rateable property in the amount of $138,098,288.00, of which $120,301,098.00 is Residential assessment and $17,797,190.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing	7,181,430.00
(c) for Secondary School purposes on all rateable property in the amount of $847,316,124.00, of which $476,414,946.00 is Residential assessment and $370,901,178.00 is Non-residential assessment, liable for Secondary School rates 41.1799 mills producing	34,892,390.00
	78,954,780.00

3. The amount to be levied and raised against assessment in the amount of $356,113,848.00 determined as required by The Municipal Act shall be reduced by $2,777,790.00 or 7.8003 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1981 under The Education Act, 1974 ..... 2,777,790.00

4. The amount to be levied and raised against assessments in the amount of $476,414,946.00 determined as required by The Municipal Act shall be reduced by $2,942,820.00 or 6.1770 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1981 under The Education Act, 1974 ..... 2,942,820.00

5. The amount to be levied and raised against assessments in the amount of $120,301,098.00 determined as required by The Municipal Act shall be reduced by $938,380.00 or 7.8003 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1981 under The Education Act, 1974 ..... 938,380.00

$ 72,295,780.00

6. The Education rate to be levied against "residential" assessment determined as required by The Municipal Act:

   (a) by Public School supporters is 79.2049 mills on the dollar, and

   (b) by Separate School supporters is 79.2049 mills on the dollar.

7. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 93.1822 mills on the dollar, and

   (b) by Separate School supporters is 93.1822 mills on the dollar.

8. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1981

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

11. R.F.C. ( ), April 23, 1981.

The Corporation of the City of Hamilton

BY-LAW NO. 81-143

TO FIX THE TOTAL RATES OF TAXATION FOR MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1981

WHEREAS the Council of The Corporation of the City of Hamilton has approved by-laws 81- , 81- and 81- being by-laws to impose rates of taxation for the year 1981 for:

(a) Municipal purposes

(b) Regional purposes

(c) Education purposes;

AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 187.3379 mills on the dollar, and

   (b) by Separate School supporters is 187.3379 mills on the dollar.

2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 220.3975 mills on the dollar, and

   (b) by Separate School supporters is 220.3975 mills on the dollar.

3. This by-law comes into force on the date on which it is enacted by The Council of The Corporation of the City of Hamilton.

PASSED this 28th day of April A.D., 1981.

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

11. R.F.C. ( ), April 23, 1981.

Bill No. E-41

The Corporation of the City of Hamilton

BY-LAW NO. 81-144

To Levy:

AN ANNUAL TAX ON TELEGRAPH AND TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA AND CANADIAN NATIONAL TELECOMMUNICATIONS AND CANADIAN PACIFIC TELECOMMUNICATIONS

WHEREAS section 304a of The Municipal Act, R.S.O. 1970, Chap. 284, as enacted by section 6 of The Municipal Amendment Act, 1972 (No. 2) empowers the Council of The Corporation of the City of Hamilton to levy on every telegraph and telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS Canadian National Railway Company is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian National Telecommunications;

AND WHEREAS Canadian Pacific Limited is a company doing telegraph business in the Municipality of the City of Hamilton under the name and style of Canadian Pacific Telecommunications;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of The City of Hamilton is in the amount of $66,702,625.00 for the year ended the 31st day of December, 1980;

AND WHEREAS the joint gross receipts of Canadian National Telecommunications and Canadian Pacific Telecommunications is in the amount of $256,861.01 for the year ended December 31st, 1980;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1981 be levied,

   (a) on the Bell Telephone Company of Canada Limited in the amount of $3,335,131.25 and

   (b) jointly on Canadian National Railway Company doing business as Canadian National Telecommunications and Canadian Pacific Limited doing business as Canadian Pacific Telecommunications in the amount of $12,843.05.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under section 511 of The Municipal Act on all the lands of,

   (a) The Bell Telephone Company of Canada,

   (b) Canadian National Railway Company and Canadian Pacific Limited for any respective amounts that are due under the by-law.

PASSED this 28th day of April A.D., 1981.

CITY CLERK

MAYOR

CERTIFIED A TRUE COPY

CITY CLERK

11. R.F.C. ( ), April 23, 1981.

Bill No. E-42

The Corporation of the City of Hamilton

BY-LAW NO. 81- 145

To Amend:

By-law No. 78-277

Respecting:

TRANSFER OF UNEXPENDED PROCEEDS OF DEBENTURE ISSUE SALE FROM EASTLAWN FIELD HOUSES AND ROSEDALE ARENA UNDERTAKINGS TO NEW FIRE STATION AT THE NORTH-EAST CORNER OF BARTON STREET EAST AND WENTWORTH STREET

WHEREAS by Order dated the 25th day of May, 1972, as amended by Order dated the 11th day of January, 1979, (O.M.B. File No. H 5375), the Ontario Municipal Board approved (inter alia) the issue of debentures to provide an amount not exceeding $650,000.00 in respect of the construction of an Arena in the Rosedale Area on the south side of Greenhill Avenue;

AND WHEREAS by Order dated the 3rd day of July, 1973, (O.M.B. File No. E 73886), the Ontario Municipal Board approved (inter alia) the issue of debentures in a principle amount not exceeding $100,000.00 in respect of the construction of two field houses, Eastlawn Property and Macassa Park;

AND WHEREAS by Order dated the 2nd day of April, 1981, (O.M.B. File No. E 781293), the Ontario Municipal Board approved (inter alia) the use of the sum of $9,997.76, being the total of unexpended debenture proceeds realized from the sale of debentures issued for the undertakings referred to above and in O.M.B. File No. H 5375 ($8,177.16) and in O.M.B. File No. E 73886 ($1,820.60), for the undertaking described as the construction of a fire station on the north-east corner of Barton Street East and Wentworth Street.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized that the sum of $9,997.76 may be applied to pay part of the cost of the construction of a fire station on the north-east corner of Barton Street East and Wentworth Street.

2. The proper officials of The Corporation of the City of Hamilton are hereby authorized to do all such things as may be necessary or advisable to proceed with the undertaking in accordance with this by-law.

PASSED this 28th day of April A.D. 1981.

E. A. Temple
City Clerk

William Powell
Mayor

(1981) 2 R.F.C. 7, January 13
Legal Files: 120-1.337
120-1.295
120-1.265

CERTIFIED A TRUE COPY
E. A. Temple
CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-147

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 329 CATHARINE STREET NORTH

WHEREAS a Notice dated the 12th day of January, 1981 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 13th day of February, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 12th day of May A.D. 1981.

City Clerk

Mayor

(1981) 13 R.P.D.C. 15, April 28

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 81-147

Municipal Address: 329 Catharine Street North

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, being composed of Lot Number Four or Forty situate on the west side of Catharine Street between Murray and Strachan Streets more particularly described in a certain Deed from one Robert Gillespie to Richard Benner in Liber I City of Hamilton, as Memorial Number 611, containing six houses.

The Corporation of the City of Hamilton

BY-LAW NO. 81- 148

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 331 CATHARINES STREET NORTH

WHEREAS a Notice dated the 12th day of January, 1981 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 13th day of February, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 12th day of May A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 15, April 28

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 81-148

Municipal Address: 331 Catharine Street North

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, being composed of Lot Number Four or Forty situate on the west side of Catharine Street between Murray and Strachan Streets more particularly described in a certain Deed from one Robert Gillespie to Richard Benner in Liber I City of Hamilton, as Memorial Number 611, containing six houses.

The Corporation of the City of Hamilton

BY-LAW NO. 81-149

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 333 CATHARINE STREET NORTH

WHEREAS a Notice dated the 12th day of January, 1981 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 13th day of February, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 12th day of May A.D. 1981.

E. A. Simpson
City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 15, April 28

CERTIFIED A TRUE COPY
E. A. Simpson
CITY CLERK

SCHEDULE "A"

To By-law No. 81- 149

Municipal Address: 333 Catharine Street North

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, being composed of Lot Number Four or Forty situate on the west side of Catharine Street between Murray and Strachan Streets more particularly described in a certain Deed from one Robert Gillespie to Richard Benner in Liber I City of Hamilton, as Memorial Number 611, containing six houses.

The Corporation of the City of Hamilton

BY-LAW NO. 81-150

To Amend:

The Property Standards By-law No. 74-74

Respecting:

SOLID FENCES

WHEREAS By-law No. 74-74, passed on the 30th day of April, 1974, under section 36 of The Planning Act, R.S.O. 1970, Chapter 349 provides for standards of maintenance and occupancy;

AND WHEREAS it is desirable to amend By-law No. 74-74 so as to clarify the meaning of "closed fence" in section 19 of the said by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 2 of By-law No. 74-74 is amended by adding the following clause thereto:

(sa) "solid fence" means a fence that forms a vertical visual barrier when viewed from either of its sides;

2. Subsection 4 of section 19 of the said by-law is amended by striking out "line" in the third line.

3. Subsection 5 of section 19 of the said by-law, as amended by section 14 of By-law No. 79-23, passed on the 9th day of January, 1979, is amended by striking out "closed" in the third line and inserting in lieu thereof "solid".

PASSED this 12th day of May A.D. 1981.

E. A. Sampson
City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 14, April 28

CERTIFIED A TRUE COPY
E. A. Sampson
CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-151

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF UPPER HORNING ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-43C of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "AA" (Agricultural) district to "G" (Neighbourhood Shopping Centre, etc.) district, the land comprised in Block 1; and

(b) by changing from "AA" (Agricultural) district to "DE-2" (Multiple Dwellings) district, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as schedule "A".

2. The "DE-2" (Multiple Dwellings) district provisions applicable to the land referred to in clause (b) of section 1 are amended to the extent only of the following variances as special requirements:

1. Section 10B(1)(v) of By-law No. 6593 shall not apply.

2. The density of development shall not exceed 150 dwelling units.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-734".

5. Sheet No. W-43C of the District Maps is amended by marking the land referred to in clause (b) of section 1 of this by-law, "S-734".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 12th day of May A.D. 1981.

E. A. Sanderson William Powell

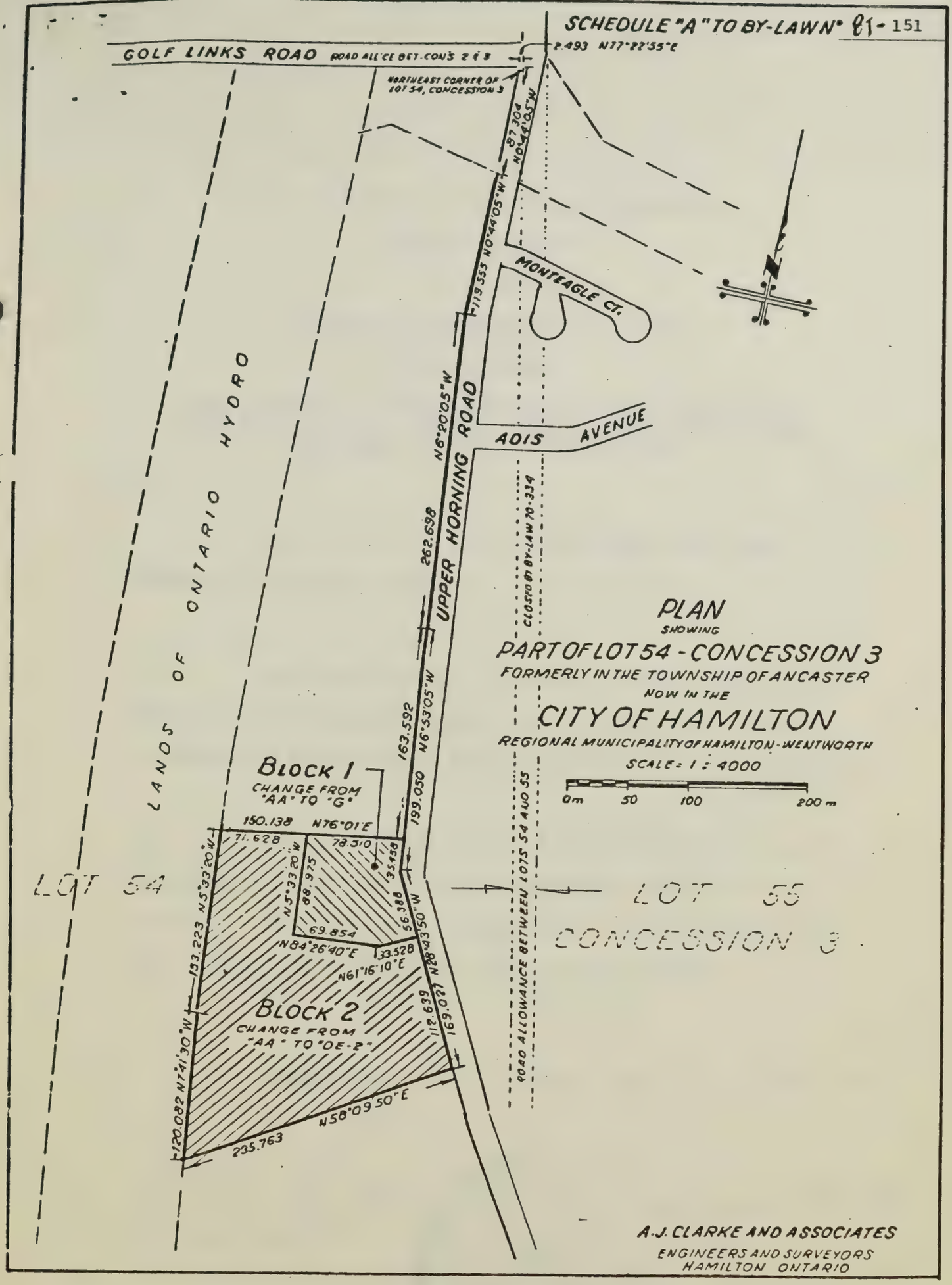
City Clerk Mayor

(1981) 7 R.P.D.C. 1, February 10
Gurnett Investments, Owner
Z.A. 80-07

CERTIFIED A TRUE COPY

E. A. Sanderson

CITY CLERK



Bill No. D-65

This is Schedule "A" to By-law No. 81-151 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D-66

The Corporation of the City of Hamilton

BY-LAW NO. 81-152

To Adopt:

Official Plan Amendment No. 358

Respecting:

LAND LOCATED IN THE AREA NORTH OF MAIN STREET EAST, SOUTH OF THE C.N.R. TRACKS, EAST OF GAGE AVENUE NORTH AND WEST OF OTTAWA STREET NORTH

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 358 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12th day of May A.D. 1981.

City Clerk

Mayor

(1981) 12 R.P.D.C. 6(b), April 14

CERTIFIED A TRUE COPY

CITY CLERK

AMENDMENT NO. 358 TO THE
OFFICIAL PLAN FOR THE
HAMILTON PLANNING AREA

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 358.

PURPOSE

To change the land use designations of various lands within the Crown Point West Neighbourhood in accordance with the intent of the Crown Point West Neighbourhood Plan.

LOCATION

The change of land use designations applies to an area to the north of Main Street East, south of the CNR tracks, east of Gage Avenue North and west of Ottawa Street North. The particular lands for which changes are proposed are marked in colour on Schedule "A".

BASIS

The Official Plan Amendment will reflect the Crown Point West Neighbourhood Plan, and will permit the rezoning of certain lands to implement the Neighbourhood Plan. Certain redesignations will also bring existing zoning into compliance with the Official Plan. The change in designation is based on the reports, public participation and documentation contained in the appendices.

ACTUAL CHANGE

1. The designation of lands shown on Schedule "A" attached hereto are changed as follows:

   a) Lands shown in yellow are changed from "Commercial" to "Residential";

   b) Lands shown in brown are changed from "Commercial" to "Recreation, Civic and Cultural";

   c) Lands shown in green are changed from "Industrial" to "Recreation, Civic and Cultural";

   d) Lands shown in gray are changed from "Residential" to "Recreation, Civic and Cultural";

   e) Lands shown in blue are changed from "Industrial" to "Restricted Industrial";

   f) Lands shown in pink are changed from "Residential" to "Restricted Industrial";

   g) Lands shown in purple are changed from "Restricted Industrial" to "Industrial"; and,

   h) Lands shown in orange are changed from "Restricted Industrial" to "Residential".

2. Notwithstanding the definition of land uses permitted within areas designated for "Restricted Industrial" purposes within the Official Plan, and associated conditions, Commercial uses will be permitted on those "Restricted Industrial" lands outlined in red on Schedule "A" attached hereto.

IMPLEMENTATION A Restricted Area By-law will give effect to the intended uses of the subject lands.

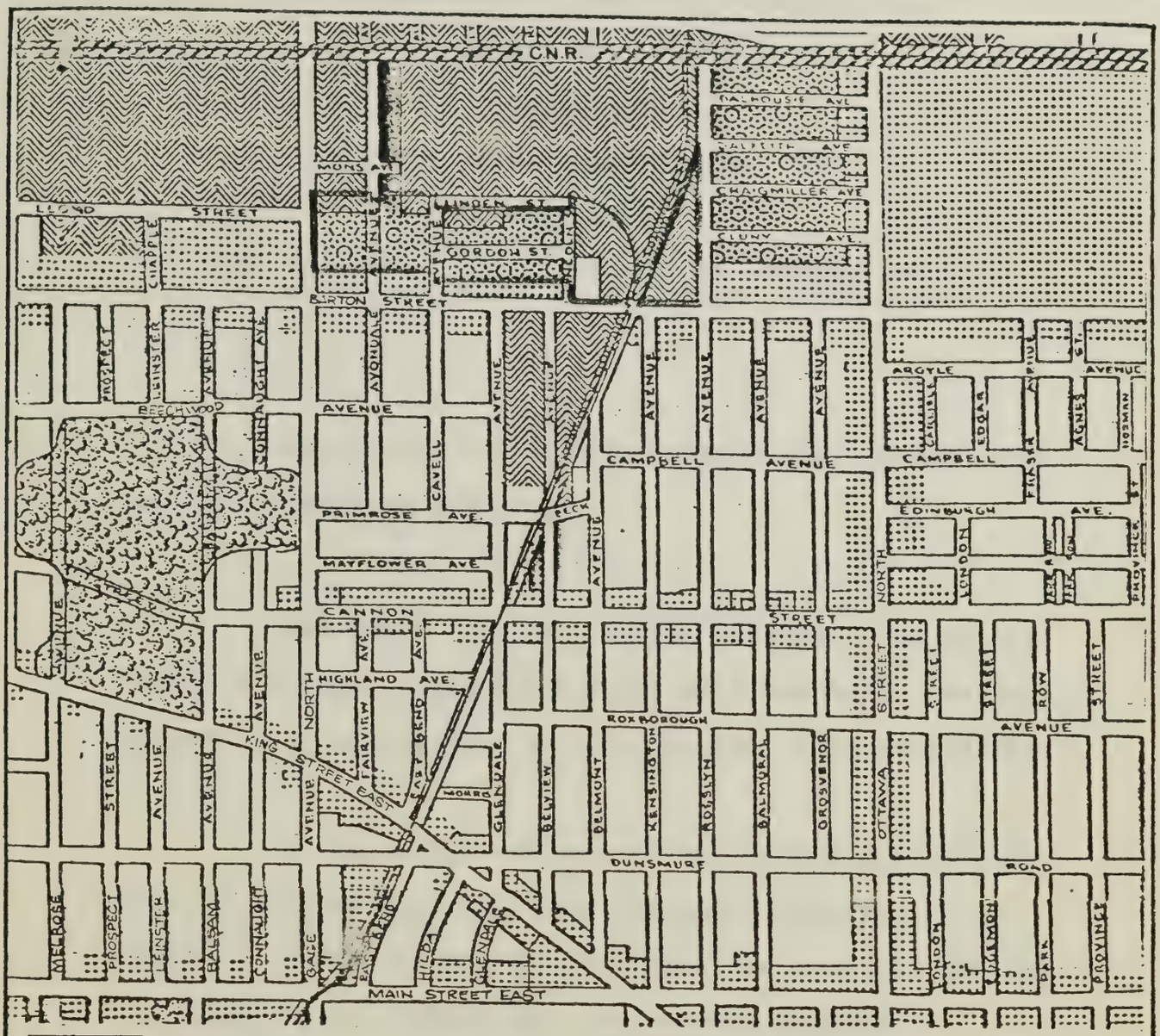
Bill No. D-66

This is Schedule "1" to By-law No. 81-152 passed the 12th day of May, 1981.

The Corporation of the City of Hamilton

City Clerk

Mayor



	RESIDENTIAL		RECREATION, CIVIC & CULTURAL
	COMMERCIAL		RESTRICTED INDUSTRIAL
	INDUSTRIAL		TRANSPORTATION

EXISTING

	from Commercial to Residential		from Industrial to Restricted Industrial
	from Commercial to Recreation, Civic & Cultural		from Residential to Restricted Industrial
	from Industrial to Recreation, Civic & Cultural		from Restricted Industrial to Industrial
	from Residential to Recreation, Civic & Cultural		Restricted Industrial to Residential

CHANGES

SCHEDULE "A"

TO AMENDMENT No. 358 TO THE OFFICIAL PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

LANDS SUBJECT TO SPECIAL PROVISIONS
(See Policy 2 Amendment 358)

North	Scale	Reference File No.
	1:10,000	P5-3-2-358
	Date	Drawing No.
	APRIL 1981	81-H-18

Bill No. D-67

The Corporation of the City of Hamilton

BY-LAW NO. 81-153

To Adopt:

Official Plan Amendment No. 359

Respecting:

LAND LOCATED ON THE NORTH SIDE OF LAWRENCE ROAD, IN THE AREA EAST OF KENILWORTH AVENUE

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 359 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12th day of May A.D. 1981

City Clerk

Mayor

(1981) 13 R.P.D.C. 9, April 28
Sackville Hill Builders Supplies Limited, Owner
Z.A. 80-56

CERTIFIED A TRUE COPY

CITY CLERK

AMENDMENT NO. 359 TO THE
OFFICIAL PLAN FOR THE
HAMILTON PLANNING AREA

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 359.

PURPOSE — To change the land use designation in a prescribed area.

LOCATION — North side of Lawrence Road in the area east of Kenilworth Avenue.

BASIS — It is proposed that the subject lands be used for commercial purposes and that the present designation of these lands be changed accordingly. This change is compatible with, and would round out adjacent commercial designations.

ACTUAL CHANGE — The designation of the lands outlined in red on Schedule "A" attached hereto, are changed from "Residential" to "Commercial".

IMPLEMENTATION — A Restricted Area By-law will give effect to the intended commercial use of the subject lands.

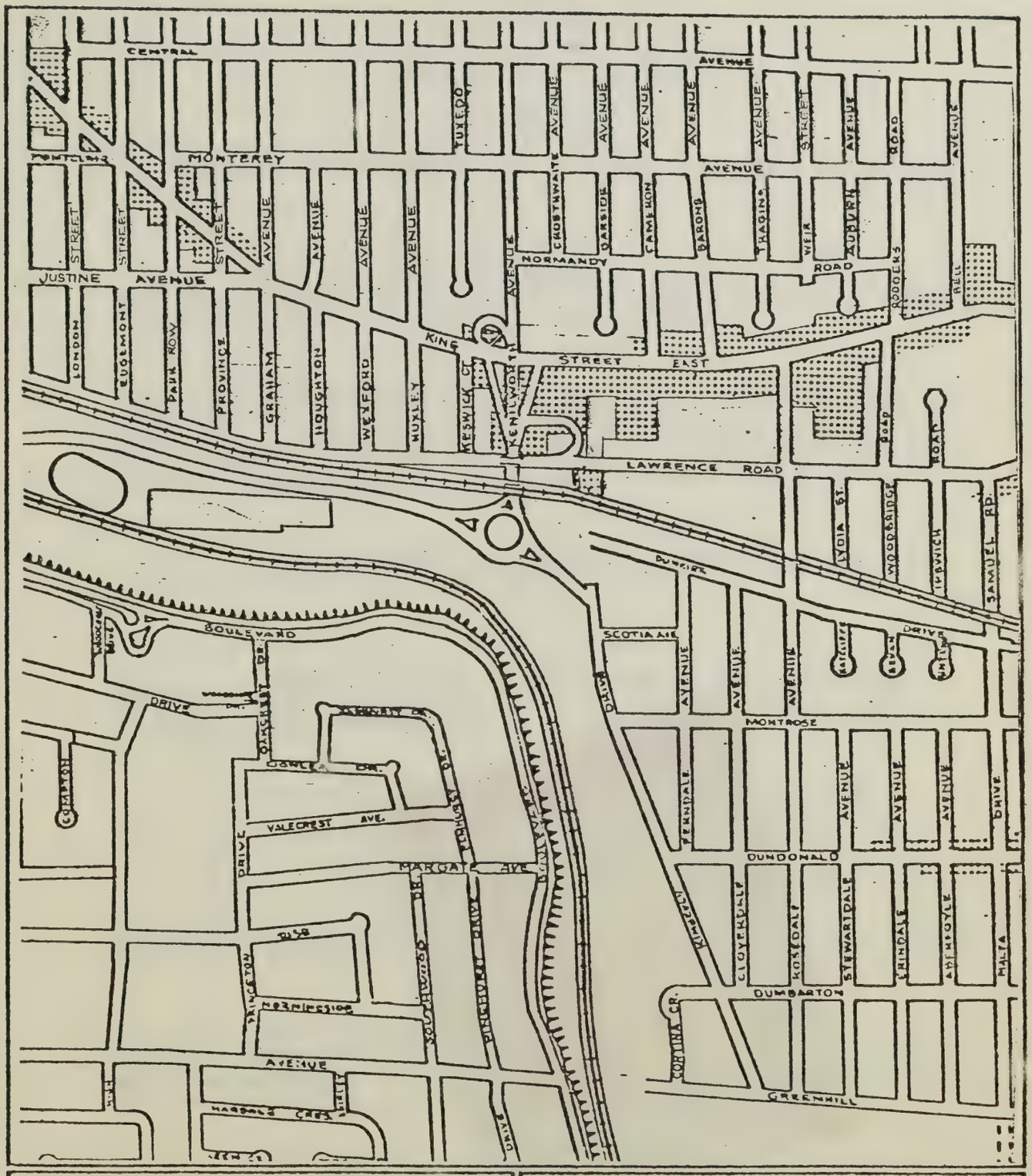
Bill No. D-67

This is Schedule "1" to By-law No. 81-153 passed the 12th day of May, 1981.

The Corporation of the City of Hamilton

City Clerk

Mayor



SCHEDULE "A"

TO AMENDMENT No. 359 TO THE OFFICIAL PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

RESIDENTIAL

COMMERCIAL

Change from Residential to Commercial

North	Scale	Reference File No.
	1 : 10,000	5-3-2-359
	Date	Drawing No.
	April 1981	81 — H — 21

The Corporation of the City of Hamilton

BY-LAW NO. 81-154

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 1774 to 1780 KING STREET EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-66 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "H" (Community Shopping and Commercial, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. (1) The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land shown as Blocks 1 and 2 on schedule "A" hereto annexed, are amended to the extent only of the following variances as special requirements:

1. Notwithstanding the first paragraph of section 18(3)(iv)(d) of By-law No. 6593, three off-street parking spaces shall be provided and maintained at grade level for each and every 93.0 square metres of gross floor area of the building in excess of the first 280.0 square metres.

2. Commercial uses are prohibited within 30.0 metres of Lawrence Road except,

(a) parking accessory to the principal commercial use;

(b) one ground or pylon sign.

3. There shall be provided and maintained on the easterly and southerly parts of the land abutting an adjoining residential district,

(a) a solid fence not less than 1.2 metres in height to a maximum of 2.0 metres in height; and

(b) a planting strip not less than 3.0 metres wide.

4. Except as to the area required for an access driveway there shall be provided and maintained a planting strip not less than 1.5 metres wide abutting the street line of Lawrence Road.

(2) For the purpose of clause (a) of paragraph 3 of subsection 1 of section 2, "solid fence" means a fence that forms a vertical visual barrier when viewed from either side.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-742".

5. Sheet No. E-66 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-742".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 12th day of May A.D. 1981.

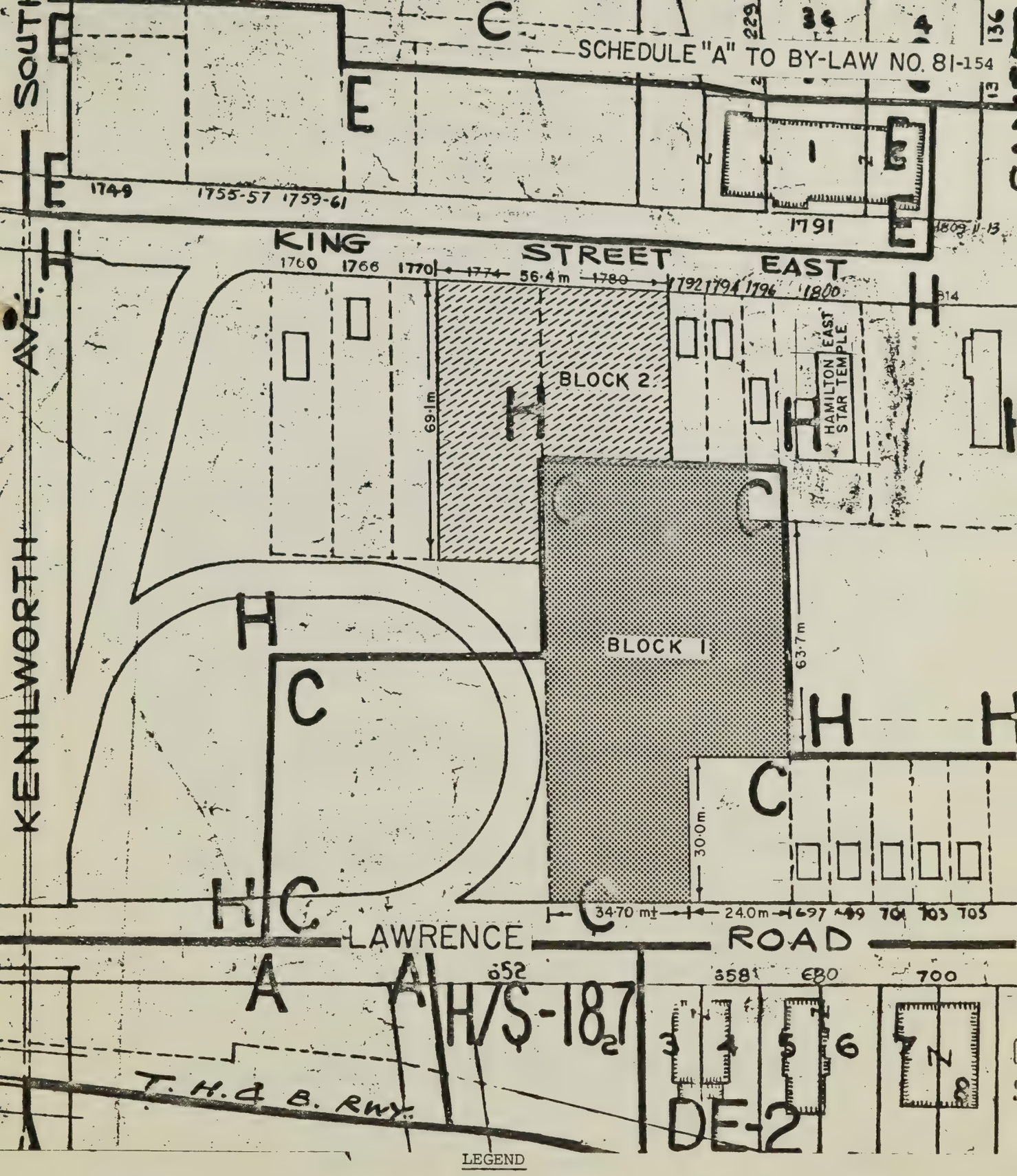
City Clerk

Mayor

(1981) 11 R.P.D.C. 1, March 31
Sackville Hill Builders Supplies Limited, Owner
Z.A. 80-56

CERTIFIED A TRUE COPY

CITY CLERK



LEGEND

BLOCK 1 — Lands on Part of Sheet No. E-66 of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "H" (Community Shopping and Commercial, etc.) District.

BLOCK 1 BLOCK 2 — Lands to be regulated by By-law No. 81-154.

Bill No. D-68

This is Schedule "A" to By-law No. 81-154 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D-69

The Corporation of the City of Hamilton

BY-LAW NO. 81- 155

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 1774 to 1780 KING STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

21. Land Located at Municipal Nos. 1774 to 1780 King Street East shown on Appendix 21 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 21.

PASSED this 12th day of May A.D. 1981.

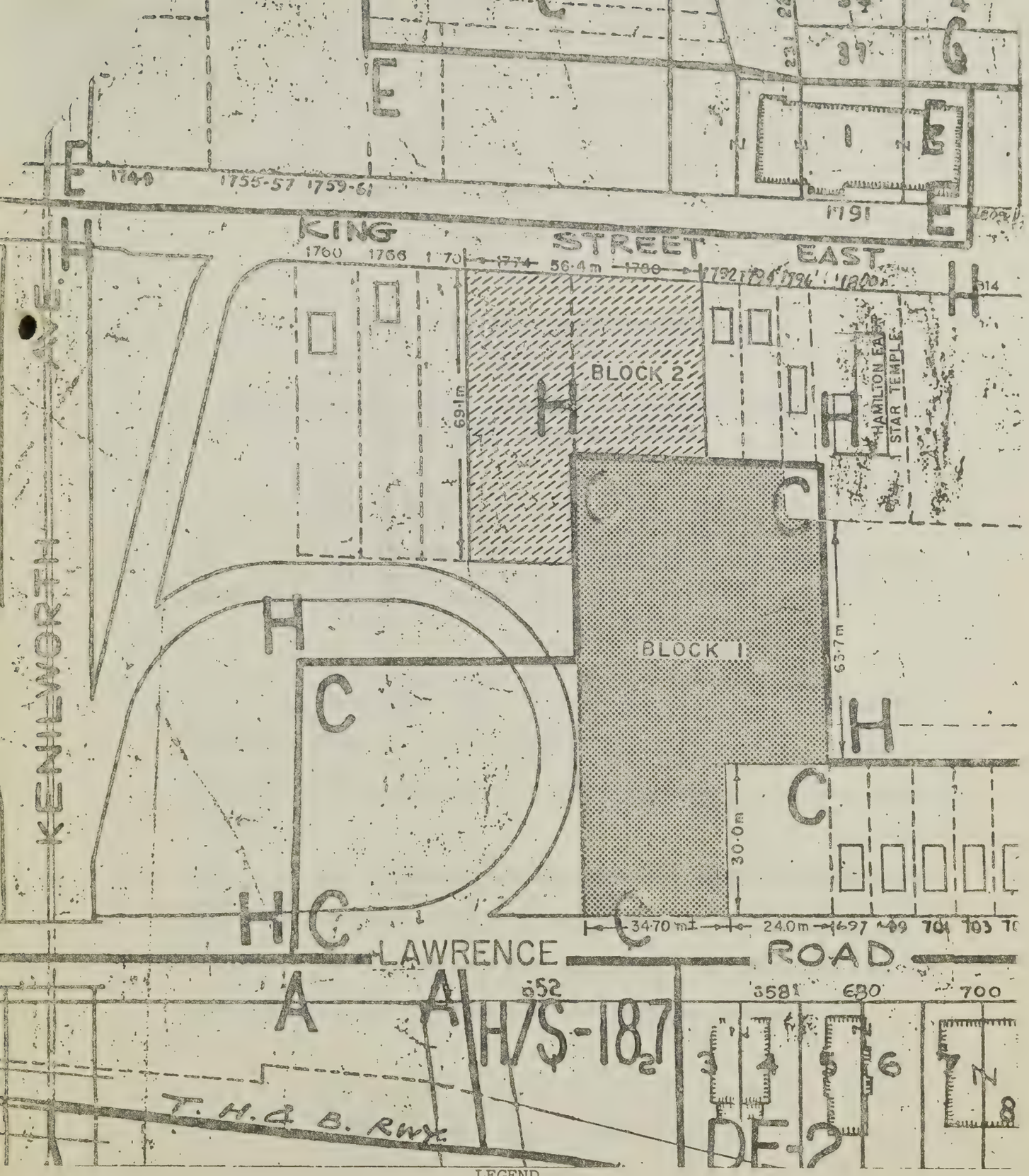
City Clerk

William Powell
Mayor

(1981) 11 R.P.D.C. 1(6), March 31
Sackville Hill Builders Supplies Limited, Owner
Z.A. 80-56

CERTIFIED A TRUE COPY

CITY CLERK



LEGEND

BLOCK 1 / BLOCK 2 — Lands on Part of Sheet No. E-66 of The Zoning District Maps forming part of By-law No. 6593 designated as an area of Site Plan Control pursuant to Section 35a of The Planning Act.

Appendix 21 to By-law No. 79-275.

Bill No. D-69

This is Schedule "A" to By-law No. 81-155 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-156

To Adopt:

Official Plan Amendment No. 360

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER OF RYMAL ROAD AND UPPER SHERMAN AVENUE

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 360 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 12th day of May A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 5, April 28
Marsenga Holdings Limited, Owner
Z.A. 80-72

CERTIFIED A TRUE COPY
CITY CLERK

AMENDMENT NO. 360 of the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 360.

PURPOSE:

To change the land use designation established in a prescribed area.

LOCATION:

North-East corner of Rymal Road and Upper Sherman Avenue.

BASIS:

It is proposed that lands at the north-east corner of Rymal Road and Upper Sherman Avenue be used for commercial purposes and that the present designation of these lands be changed accordingly.

ACTUAL CHANGE:

The designation of lands outlined in red on Schedule "A" are changed from "Residential" to "Commercial".

RECOMMENDATION:

A Restricted Area By-Law will give effect to the intended use of the subject lands.

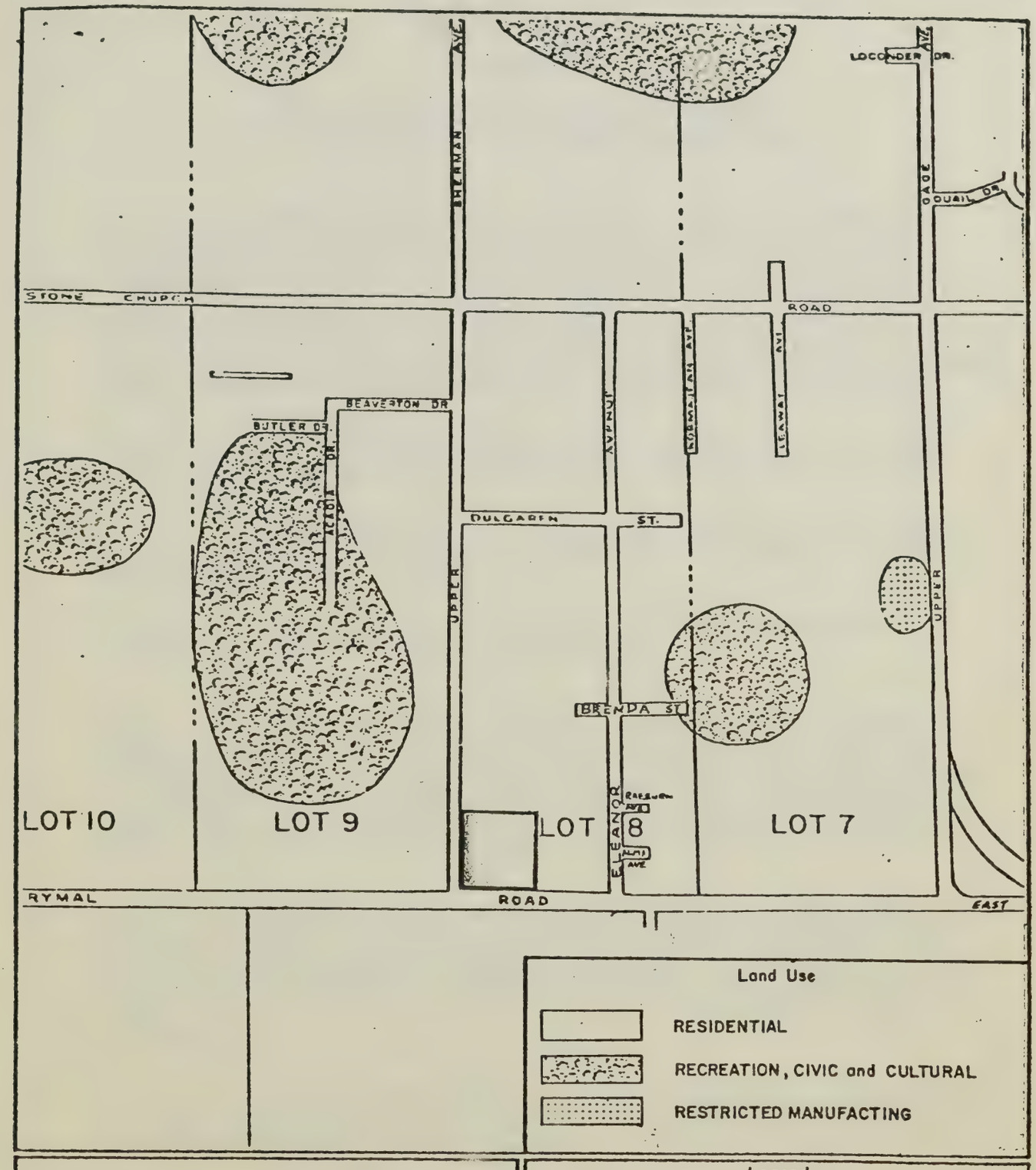
Bill No. D-70

This is Schedule 1 to By-Law No. 81-156 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

William Powell
Mayor



Land Use

RESIDENTIAL

RECREATION, CIVIC and CULTURAL

RESTRICTED MANUFACTING

SCHEDULE "A"

TO AMENDMENT No. 360 TO THE OFFICIAL PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change from Residential to Commercial

North	Scale	Reference File No.
	1 : 10 000	5-3-2-360
	Date	Drawing No.
	April 1981	81-H-33

Bill No. D-71

The Corporation of the City of Hamilton

BY-LAW NO. 81-157

To Amend:

By-law No. 68-264

Respecting:

LAND LOCATED TO THE REAR OF PROPERTY
AT MUNICIPAL NO. 2736 BARTON STREET EAST

WHEREAS By-law No. 68-264, passed on the 10th day of September, 1968 and approved by the Ontario Municipal Board by Order dated the 2nd day of April, 1969, rezoned the land shown as Blocks 1 and 2 on a plan of survey appended to the said by-law as schedule "A" from "JJ" (Restricted Light Industrial) district to "DE-2" (Multiple Dwellings) district and "DE" (Low Density Multiple Dwellings) district and required that the land be developed in accordance with a site plan;

AND WHEREAS site plan control has been established under section 35a of The Planning Act thereby replacing the site plan requirement under By-law No. 68-264;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Notwithstanding section 4 of By-law No. 68-264, the phrase "except in accordance with an approved Site Plan as shall be defined and adopted by such further and other by-law as may be enacted by The Corporation of the City of Hamilton and" shall not apply to the land the extent and boundaries of which are shown on a map hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

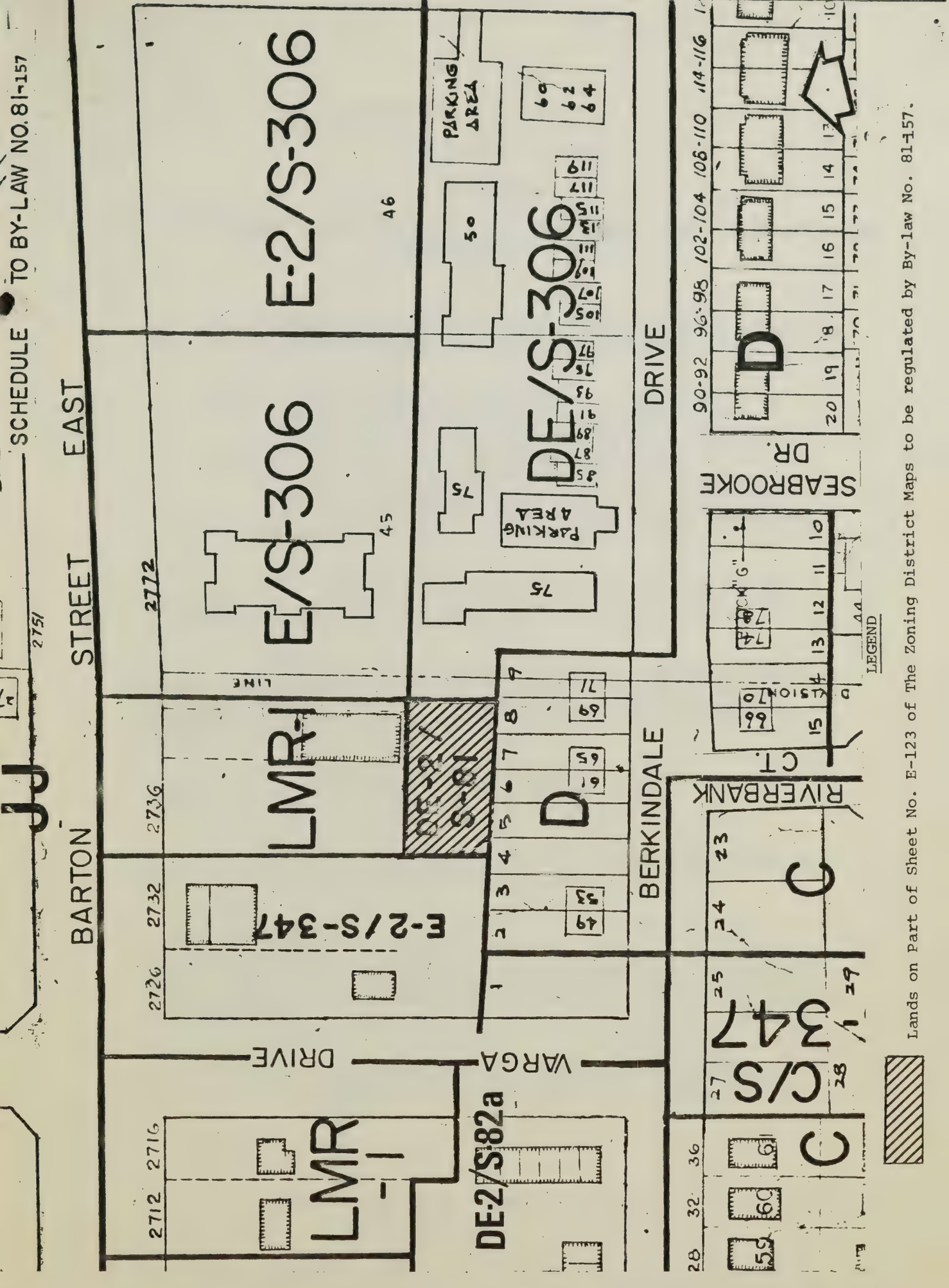
PASSED this 12th day of May A.D. 1981.

E. A. Sampson
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
E. A. Sampson
CITY CLERK

(1974) 4 R.P.D.C. 3(b), February 28



Bill No. D-71

This is Schedule "A" to By-law No. 81-157 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D-72

The Corporation of the City of Hamilton

BY-LAW NO. 81- 158

To Remove:

PART OF "MOHAWK GARDENS PHASE TWO" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 5 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349, provides as follows:

(5) Notwithstanding subsection 4, the council of a municipality may by by-law provide that subsection 4 does not apply to land that is within such registered plan or plans of subdivision or part or parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection 4 ceases to apply to such land,....

AND WHEREAS subsection 4 of section 29 of The Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 5 of section 29 of The Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS it is desirable to exempt certain lands from part-lot control.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349 as amended by Statutes of Ontario 1972, Chapter 118, section 3, shall not apply to the following lands:

1. Lots 1 to 160 on Registered Plan M-284, registered on the 25th day of January, 1980.

PASSED this 12th day of May A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 10, April 28

CERTIFIED A TRUE COPY

J-31

The Corporation of the City of Hamilton

BY-LAW NO. 81-159

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED NORTH OF THE PROPOSED MOUNTAIN FREEWAY, IN THE AREA EAST OF UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet Nos. W-27A and W-27B of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

(a) by changing from "RT-10" (Townhouse) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1,

the extent and boundaries of which Block are shown on a plan hereto annexed as schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land the extent and boundaries of which are shown on schedule "A" as Blocks 1, 2 and 3, are amended to the extent only of the following variances as special requirements:

1. Section 10(1)(iii) of By-law No. 6593 shall not apply.

2. Notwithstanding section 10(3)(ii) of By-law No. 6593, no side yard shall be required along one side of each lot, except that a side yard having a width of not less than 1.2 metres shall be provided and maintained along a flankage side abutting a street and along any side of a lot abutting any other residential district.

3. Notwithstanding section 10(4)(i) of By-law No. 6593, a lot for a single family dwelling shall have a width of not less than 9.0 metres and a lot area of not less than 278 square metres.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-748".

5. Sheet Nos. W-27A and W-27B of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-748".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 12th day of May A.D. 1981.

City Clerk

Mayor

(1981) 13 R.P.D.C. 1, April 28
(1981) 14 R.P.D.C. 1, May 12
Stanlow Holdings Limited, Owner
Z.A. 81-13
C.I. 81-L

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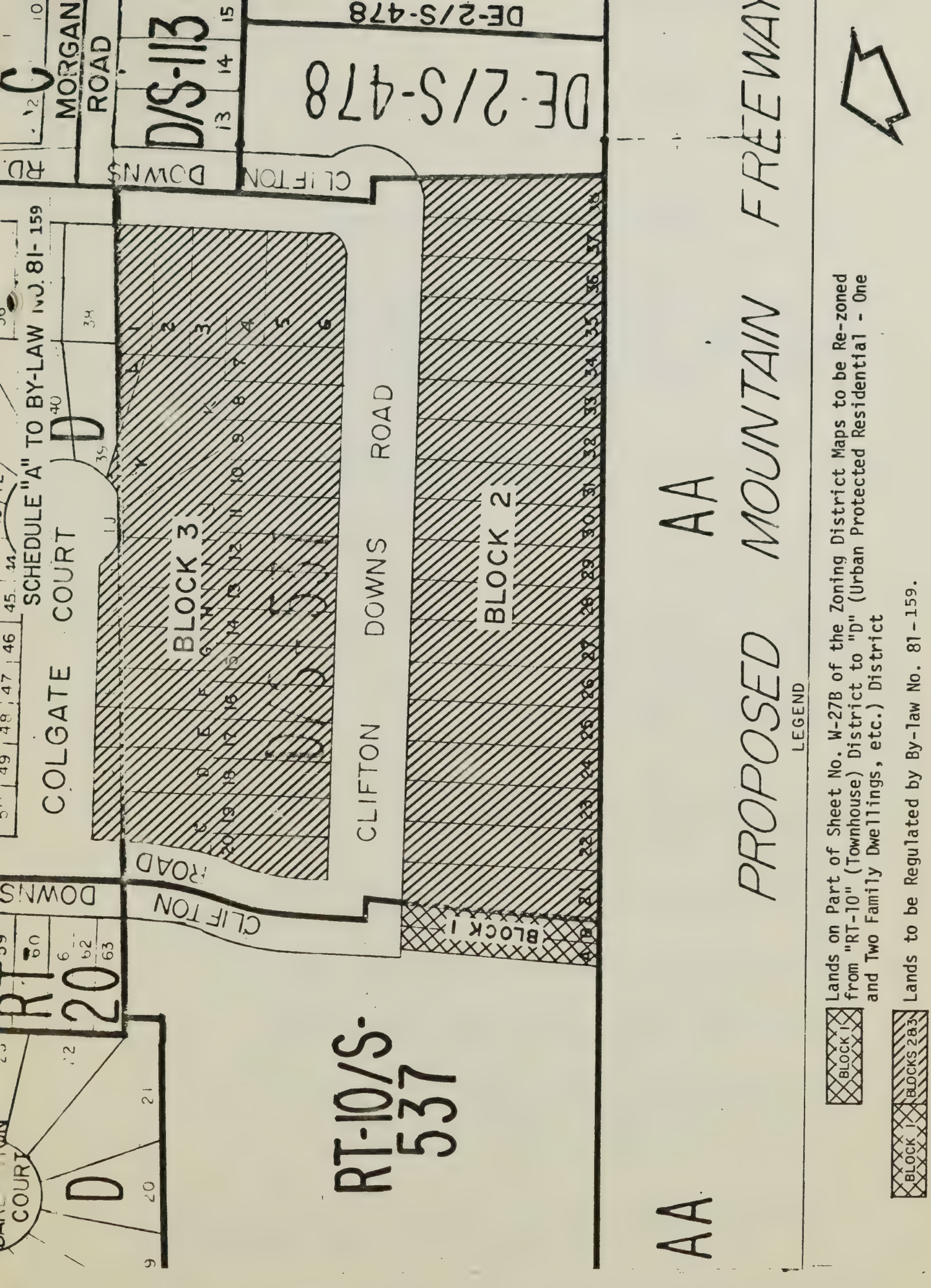
CITY CLERK



Bill No. D-73

This is Schedule "A" to By-law No. 81-159 passed the 12th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-160

Respecting:

SIGNS OVER SIDEWALKS AND HIGHWAYS

WHEREAS paragraph 3 of section 453 of The Municipal Act, R.S.O. 1970, Chapter 284 provides for the permitting of any person under conditions as may be agreed upon to place, construct, install, maintain and use objects over sidewalks and highways and for making such annual or other charges for the privilege.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

(a) "area" means,

(i) where the display sign is so constructed that the distance between any two principal faces is not more than 45.7 cm. (18"), the total area or space, exclusive of structural supports, contained within the perimeter of the display sign; or

(ii) where the display sign is so constructed otherwise than mentioned in (i), one-half of the area of space of the entire external surface;

(b) "chief building official" means the chief building official appointed under By-law No. 76-12;

(c) "City" means The Corporation of the City of Hamilton;

(d) "display sign" means a sign, sign screen, billboard or advertising device;

(e) "sign structure" includes every structure that is arranged, intended, designed or used as an advertisement, announcement, direction, invitation or for any purpose of a sign.

2. The City may agree to the placing, construction, installation, maintenance and use of a display sign over a sidewalk and highway by issuing a permit.

3. (1) Every application for a permit to place, construct, install, maintain and use any sign over any City sidewalk and highway shall be made to the chief building official.

(2) The application shall be made by lodging with the chief building official,

(a) an application on a form supplied by the chief building official;

(b) drawings, plans and specifications of the sign structure to scale showing size, shape, dimensions and distances;

(c) drawings, plans and specifications of the sign structure showing the method of illumination, the part of the sign operated in a flashing mode, colour of the sign, colour of the illumination and intensity of illumination.

(3) The application shall be prepared in a form, manner and content satisfactory to the chief building official and shall include the following:

1. Description of the land and/or building on which the sign structure is proposed to be erected.

2. Description of the materials of which the display sign is composed.

3. A site plan of the buildings and structures, showing the display sign in relation to the buildings, structures and lot lines.

4. Vertical and horizontal distances of the display signs over the sidewalk and highway and in relation to the buildings or structures.

5. Description of the materials and construction of the sign structure.

6. Description of the weight and support.

7. Information as may be requested by the chief building official for the purpose of the application.

4. (1) Every person shall, upon application for a permit, pay the charge per annum fixed by this by-law.

(2) No permit shall be issued where the charge referred to in subsection 1 is not paid in full at the time of the application.

5. Where an agent makes an application, he shall lodge with the chief building official a written agency authority duly executed by the person for whom the agent acts, containing thereon the name, signature and address of the agent.

6. (1) Every person shall, upon application for a permit complete Form 1 and lodge it with the chief building official.

(2) Where Form 1 has been completed, signed and lodged with the chief building official, the permit shall constitute an agreement by the applicant to the terms and conditions set out in the said Form 1.

7. The charge per annum commencing on the 1st day of January in each year for the privilege of placing, constructing, installing, maintaining and using a display sign over a sidewalk and highway shall be,

(a) paid in accordance with schedule "A";

(b) refunded in part in accordance with schedule "B".

8. (1) No person shall place, construct, install, maintain or use any display sign structure over any sidewalk and highway without a permit issued under this by-law.

(2) Notwithstanding subsection 1 of section 6, no person shall place, construct, install, maintain or use any display sign structure over any sidewalk and highway until Form 1 has been signed by the applicant and lodged with the chief building official.

9. Every person who contravenes subsections 1 or 2 of section 8, is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00, exclusive of costs.

PASSED this 12th day of May A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 8 R.T.E.C. 15, April 14

CERTIFIED A TRUE COPY

CITY CLERK

F O R M 1

(Section 6)

TO: The Corporation of the City of Hamilton

I, the undersigned _____,
(Owner of the Sign)
with the concurrence of the owner of the premises, _____
_____, in consideration of permission by the City of Hamilton to ( ) place, ( ) construct, ( ) install, ( ) maintain, ( ) use, a sign over the sidewalk at the location set out in the attached permit application, hereby agree to the following terms and conditions:

1. The display sign shall be located only on the site described in the site plan filed with the application.

2. The size, shape, weight and specifications of the display sign shall always conform with the drawings, plans and specifications filed with the application.

3. The vertical and horizontal distance of the display sign over the sidewalk and highway and in relation to a building or structure, shall be in conformity with the distances shown in the plans filed with the application.

4. The method of illumination, the part of the sign operated in a flashing mode, the colour of the sign, the colour of the illumination and the intensity of illumination, shall always conform with the drawings, plans and specifications filed with the application.

DATED at this day of 19

_____ _____(seal)
(Witness) (Signature)

_____ _____
(Print Signature (Print Signature)

SCHEDULE "A"

To By-law No. 81-160

(Section 7(a))

CHARGES

1. (a) Where the area of a display sign is less than .25 square metres (2.70 square feet).....No Fee

(b) Where the area of a display sign is greater than .25 square metres (2.70 square feet), but less than .5 square metres (5.40 square feet).....$10.00

(c) Where the area of a display sign is greater than .5 square metres (5.40 square feet).....$10.00 + $3.00 for every additional .25 square metres (2.70 square feet), or part thereof

2. Where a display sign is placed, constructed or installed after the 31st day of August in the same year.....50% of the charge required under 1 (c), or the charge required to be paid under 1(b), whichever is the greater

SCHEDULE "B"

To By-law No. 81-160

(Section 7(b))

REFUNDS

1. Where a display sign is removed prior to the 31st day of June of the same year, a refund shall be made of 50% of the charge payable under schedule "A".

2. Notwithstanding paragraph 1 of this schedule, no refund shall be made of an amount less than $5.00.

Bill No. E44

The Corporation of the City of Hamilton

BY-LAW NO. 81-161

To Amend:

Garbage Collection By-law No. 66-182

Respecting:

COLLECTION OF SEPARATED NEWSPAPERS

WHEREAS By-law No. 66-182, passed on the 14th day of June, 1966, in accordance with The Municipal Act, R.S.O. 1960, Chapter 249, section 371(1), paragraph 75, (now R.S.O. 1970, Chapter 284, section 354(1), paragraph 76), provides for establishing and maintaining a system for the collection, removal and disposal of garbage and other refuse;

AND WHEREAS it is intended to provide for the collection of separated newsprint on advertised collection days only by the City and to make certain other minor changes in the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 2 of By-law No. 66-182 is amended by relettering clauses (a), (b) and (c) as (b), (f) and (e), respectively and adding thereto the following clauses:

(a) "City" means The Corporation of the City of Hamilton;

(c) "collector" means a person appointed by the City to collect collectible waste;

(d) "director" means the Director of Public Works;

(2) Section 3 of the said by-law is amended by striking out "of street services (othersise known as Street Commissioner)" in the second line.

2. Section 8 of the said by-law is amended by adding thereto the following section:

(4a) No person except a collector, shall collect or otherwise remove waste paper comprised of separated newspaper or newsprint from any place or area on advertised collection days, where waste paper is put out for collection.

PASSED this 12th day of May A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1981) 6 R.T.E.C. 9(ii), March 10

BY-LAW NO. 81 - 163

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

1. Schedule 9 (Through Highways) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by deleting therefrom the following item, namely:-

"MacNab Street from the southerly limit of Main Street to the northerly limit of Hunter Street".

and by adding thereto the following item, namely:-

"MacNab Street from the southerly limit of Main Street to the northerly limit of Hunter Street except at Jackson Street".

2. Schedule 10 (Stops at Intersections) is hereby amended by deleting therefrom the following items, namely:-

"Cope	Northbound	Southbound	Dunsmure
Weir	Northbound	Southbound	Dunsmure
Paling	Southbound		Dunsmure
Paling Court		Northbound	Dunsmure
Dunsmure	Eastbound	Westbound	Tragina
Dunsmure	Eastbound	Westbound	Fairfield
East 14th	Northbound	Southbound	Brucedale
East 18th	Northbound	Southbound	Brucedale
East 25th	Northbound	Southbound	Brucedale
East 32nd	Northbound	Southbound	Brucedale
East 34th	Northbound	Southbound	Brucedale".

and by adding thereto the following items, namely:-

"Dunsmure	Eastbound	Westbound	Cope
Dunsmure	Eastbound	Westbound	Weir
Dunsmure	Eastbound	Westbound	Paling
Tragina	Northbound	Southbound	Dunsmure
Fairfield	Northbound	Southbound	Dunsmure
Brucedale	Eastbound	Westbound	East 14th
Brucedale	Eastbound	Westbound	East 18th
Brucedale	Eastbound	Westbound	East 25th
Brucedale	Eastbound	Westbound	East 32nd
Brucedale	Eastbound	Westbound	East 34th
MacNab	Northbound	Southbound	Jackson".

3. Schedule 29 (No Stopping Areas) is hereby amended:

(a) by deleting from Section A (No Stopping Anytime) the following item, namely:-

"Hughson	West	Jackson to Hunter".

and by adding thereto the following item, namely:

"Hughson	West	Main to Hunter".

(b) by deleting from Section B (No Stopping 7:00 A.M. - 9:00 A.M.) the following item, namely:-

"Burlington	South	Bay to Gage".

and by adding thereto the following items, namely:-

"Burlington	South	Bay to James
Burlington	South	Wellington to Gage".

4. Schedule 30 (Commercial Vehicle Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"Inverness	North	34 ft.	78 ft. west of Upper Wellington	Anytime".

and by adding thereto the following item, namely:-

"Inverness	North	22 ft.	78 ft. west of Upper Wellington	Anytime".

PASSED this 12th day of May , A.D. 1981

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
CITY CLERK

BY-LAW NO. 81 - 164

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

1. Schedule 23 (Hamilton Street Railway Bus Stops) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by deleting from the Outbound Column of the King Table the following item, namely:-

"Beland at Main"

and by substituting therefor the following item, namely:-

"Beland at Main (MB)"

2. Schedule 24 (Parking Meter Locations) is hereby amended:-

(a) by deleting from Section 4 (c) (Half Hour Limit) the following item, namely:-

"Hughson	West	Jackson to 127 ft. north".

(b) by deleting from Section 5 (Fifteen Minute Limit) the following item, namely:-

"Hughson	West	1st north of Jackson".

(c) by adding to Section 3 (a) (One Hour Limit) the following item, namely:-

"Inverness	North	38 ft. west of Upper Wellington to a point 40 ft. westerly".

(d) by adding to Section 3(b) (One Hour Limit) the following item, namely:-

"Hughson	East	Jackson to Main".

3. Schedule 25 (Parking Time Limits) is hereby amended by adding to Section 6 (One Hour Limit 8:00 A.M. - 9:00 P.M., Monday to Saturday), the following item, namely:-

"Myrtle	East	Main to Delaware".

4. Schedule 25A (Parking Time Limits) is hereby amended by adding to Section 8 (Two Hour Limit 8:00 A.M. - 6:00 P.M., Monday to Friday), the following item, namely:-

"West 3rd	West	Monarch to Wembley".

5. Schedule 26 (No Parking Areas) is hereby amended:

(a) by deleting from Section A (No Parking Anytime) the following items, namely:-

"High	East	Fennell to Idlewood
Stirton	East	Barton to 195 ft. south".

and by adding thereto the following items, namely:-

"High	West	Fennell to Idlewood
Stirton	East	Barton to Cannon
Harvey	North	Stirton to Birch".

(b) by deleting from Section B (Loading Zones) the following items, namely:-

"Inverness	North	38 ft.	40 ft. west of Upper Wellington	Anytime
Park	West	40 ft.	138 ft. north of Charlton".	

and by adding thereto the following items, namely:-

"Park	West	40 ft.	138 ft. north of Charlton	8:00 AM-6:00 PM Monday to Saturday
Barlake	North	29 ft.	80 ft. east of Violet".	

(c) by deleting from Section C (No Parking 7:00 A.M. - 6:00 P.M.) the following items, namely:-

"Huntley	East	Northerly end to 20 ft. south
Huntley	West	Northerly end to 30 ft. south".

6. Schedule 27 (Alternate Side Parking) is hereby amended by deleting therefrom the following items, namely:-

"Harvey Sanford to Birch	South	North
Stirton From 148 ft. South of Barton to King	West	
Stirton From 195 ft. South of Barton to King		East".

and by adding thereto the following items, namely:-

"Harvey Sanford to Stirton	South	North
Stirton Cannon to King	West	East".

PASSED this 12th day of May , A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

Bill No. E49

The Corporation of the City of Hamilton

BY-LAW NO. 81-166

To Amend:

Streets By-law No. 9329

Respecting:

CHANGING REFERENCE FROM "CITY ENGINEER" TO "TRAFFIC COMMISSIONER" AND FROM "STREETS COMMISSIONER" TO "DIRECTOR OF PUBLIC WORKS"

WHEREAS By-law No. 9329, passed on the 9th day of May, 1961, provides for the removal (amongst other things) of obstructions and encumbrances from highways by the City Engineer in default of compliance by the owner or occupant;

AND WHEREAS it is intended that reference to the "City Engineer" be deleted and replaced by the "Traffic Commissioner" and that reference be made to the "Director of Public Works" instead of the "Streets Commissioner";

AND WHEREAS it is intended to make certain other minor changes to clarify the meaning of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 1 of By-law No. 9329 is repealed and the following substituted therefor:

(a) "City" means The Corporation of the City of Hamilton;

(b) "highway" means a common and public highway and includes a street, sidewalk, boulevard whether or not paved, and a bridge forming part of a highway or on, over or across which a highway passes and any portion of the land situate between street lines;

(2) By-law No. 9329 is amended by striking out "Streets Commissioner" wherever it appears in the by-law and substituting in lieu thereof "Director of Public Works".

2. Subsection 3 of section 9 of the said by-law is amended by striking out "City Engineer" in the tenth line and substituting in lieu thereof "Traffic Commissioner".

PASSED this 12th day of May A.D. 1981.

City Clerk

Mayor

(1980) 14 R.T.E.C. 13, September 9

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CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81- 170

To Authorize:

DEMOLITION AND CLEARING OF
BUILDINGS, STRUCTURES, DEBRIS OR REFUSE AT
MUNICIPAL NO. 42 EVANS STREET

WHEREAS a Notice dated the 23rd day of January, 1981 was served or caused to be served in accordance with subsection 6 of section 36 of The Planning Act, R.S.O. 1970, Chapter 349;

AND WHEREAS an Order dated the 23rd day of February, 1981 was served or caused to be served in accordance with subsection 7 of section 36 of the said Act;

AND WHEREAS no appeal has been made from the said Order in accordance with subsection 17 of section 36 of the said Act;

AND WHEREAS the buildings and structures situate on the land more particularly described in schedule "A" have not been repaired or demolished and the site cleared as required by the said Order;

AND WHEREAS the said buildings and structures are not in conformity with the standards prescribed in The Property Standards By-law No. 74-74 and are in a ruinous and deteriorated condition;

AND WHEREAS in accordance with subsection 21 of section 36 of the said Act the corporation has the right to demolish or repair the property in the event that the Order has not been complied with;

AND WHEREAS it is desirable to demolish the buildings and structures and to clear the site in order to secure the health, welfare and safety of the inhabitants of the area;

AND WHEREAS, pursuant to clause (c) of section 36 of The Property Standards By-law No. 74-74, as amended, the final amount expended by the City to demolish the buildings, together with interest, is a lien against the property in respect of which the amount was expended and the certificate of the City Clerk as to such amount is final and such amount is deemed to be taxes and may be added to the collector's roll to be collected in the same manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to provide for the demolition and clearing of all buildings, structures, debris or refuse on the land more particularly described in schedule "A", and to leave the land in a graded and levelled condition.

2. It is hereby authorized and directed that the amount expended for the work done shall be added to the collector's roll and shall be collected in the same manner as municipal taxes.

PASSED this 26th day of May A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 14 R.P.D.C. 18, May 12, 1981

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A"

To By-law No. 81- 170

Municipal Address: 42 Evans Street

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth (formerly called the County of Wentworth), in the Province of Ontario, being composed of part of Lot Number Ninety-two (92) as shown on that part, north of King Street, of a plan prepared for H.B. Wilson, Esq. by Thos. Allan Blythe, Esq., P.L.S. October 27th, 1847, registered in Registry Office for the Registry Division of Wentworth as Number 223, and which may be more particularly described as follows, that is to say:

COMMENCING at a point in the northern limit of the said Lot Number Ninety-two (92) being in the southern limit of Evans Street; distant Eighty-eight feet (88' 0") measured easterly along the southern limit of Evans Street from its intersection with the eastern limit of West Avenue;

THENCE southerly parallel with the eastern limit of West Avenue Twenty-eight feet, nine inches (28' 9") more or less to a point in the northern limit of the lands as described in Instrument Number 220818 N.S.;

THENCE easterly along the northern limit of the said lands described in Instrument Number 220818 N.S. Thirty-five feet, nine inches (35' 9") more or less to a point in the eastern limit of the aforesaid Lot Number Ninety-two (92) and being in the western limit of an alleyway;

THENCE northerly along the western limit of the said alleyway Twenty-eight feet, nine inches (28' 9") to the north-western corner of the aforesaid Lot Number Ninety-two (92) and being in the southern limit of Evans Street aforesaid;

THENCE westerly along the southern limit of Evans Street Thirty-five feet, nine inches (35' 9") more or less to the place of beginning.

On the above described parcel of land is erected a dwelling known as Number 42 Evans Street.

Bill No. D-76

The Corporation of the City of Hamilton

BY-LAW NO. 81-171

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 675 and 695 RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-38D and E-38E of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, are amended,

(a) by changing from "AA" (Agricultural) district and "C" (Urban Protected Residential, etc.) district to "G-1" (Designed Shopping Centre) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of May A.D. 1981.

City Clerk

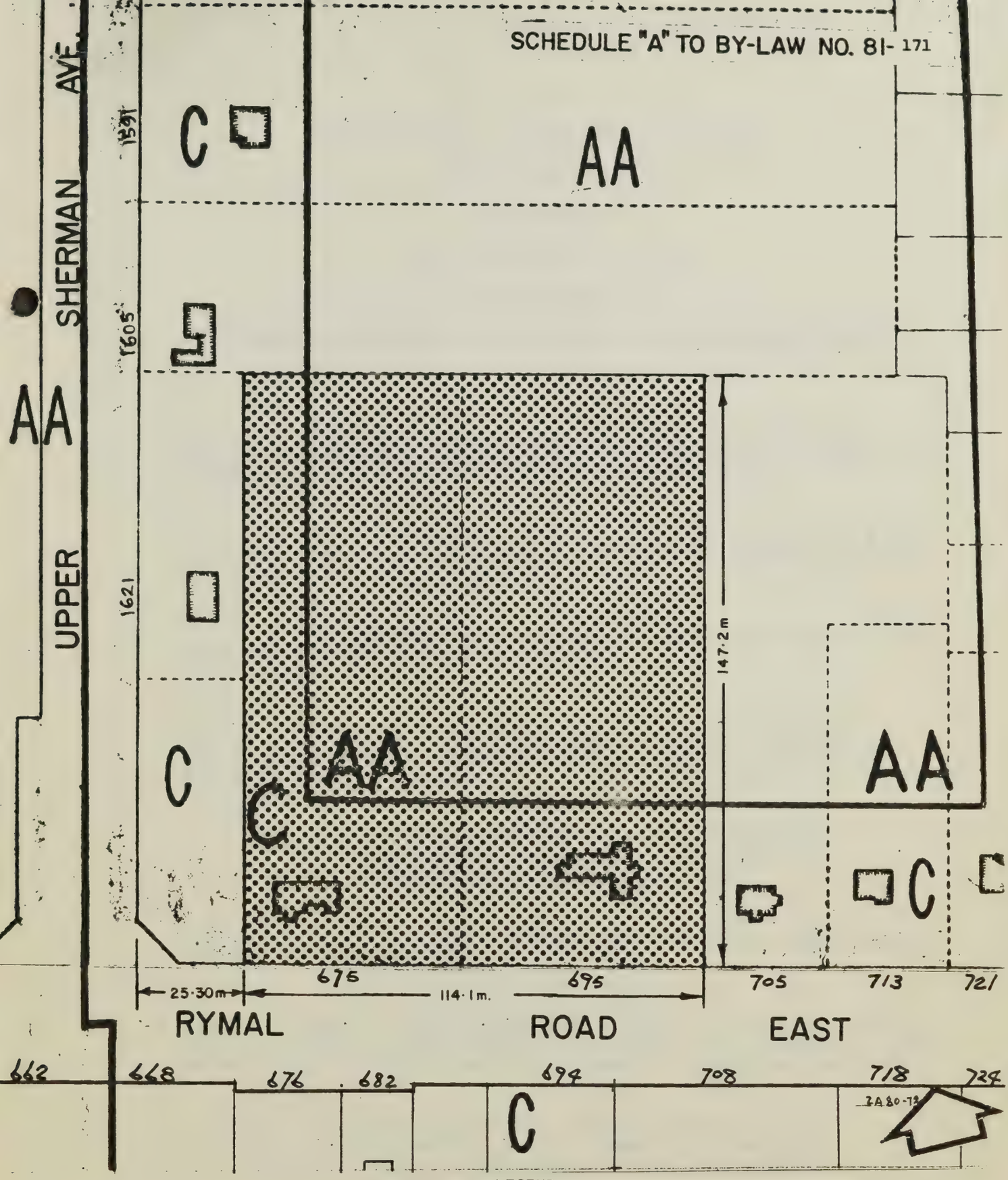
William Powell
Mayor

(1981) 13 R.P.D.C. 6, April 28
Marsenga Holdings Limited, Owner
Z.A. 80-72

CERTIFIED A TRUE COPY

CITY CLERK

SCHEDULE "A" TO BY-LAW NO. 81-171



LEGEND

Lands on part of Sheet No. E-38D of the zoning district maps to be re-zoned from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District.

Bill No. D-76

This is Schedule "A" to By-law No. 81-171 passed the 26th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-172

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 1132 UPPER WELLINGTON STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9A of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "RT-10" (Townhouse) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "RT-10" (Townhouse) district provisions applicable to the land referred to in section 1 are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding section 10D(7)(a) of By-law No. 6593, a density of development not exceeding 13 dwelling units, shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-10" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-749".

5. Sheet No. E-9A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-749".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 26th day of May A.D. 1981.

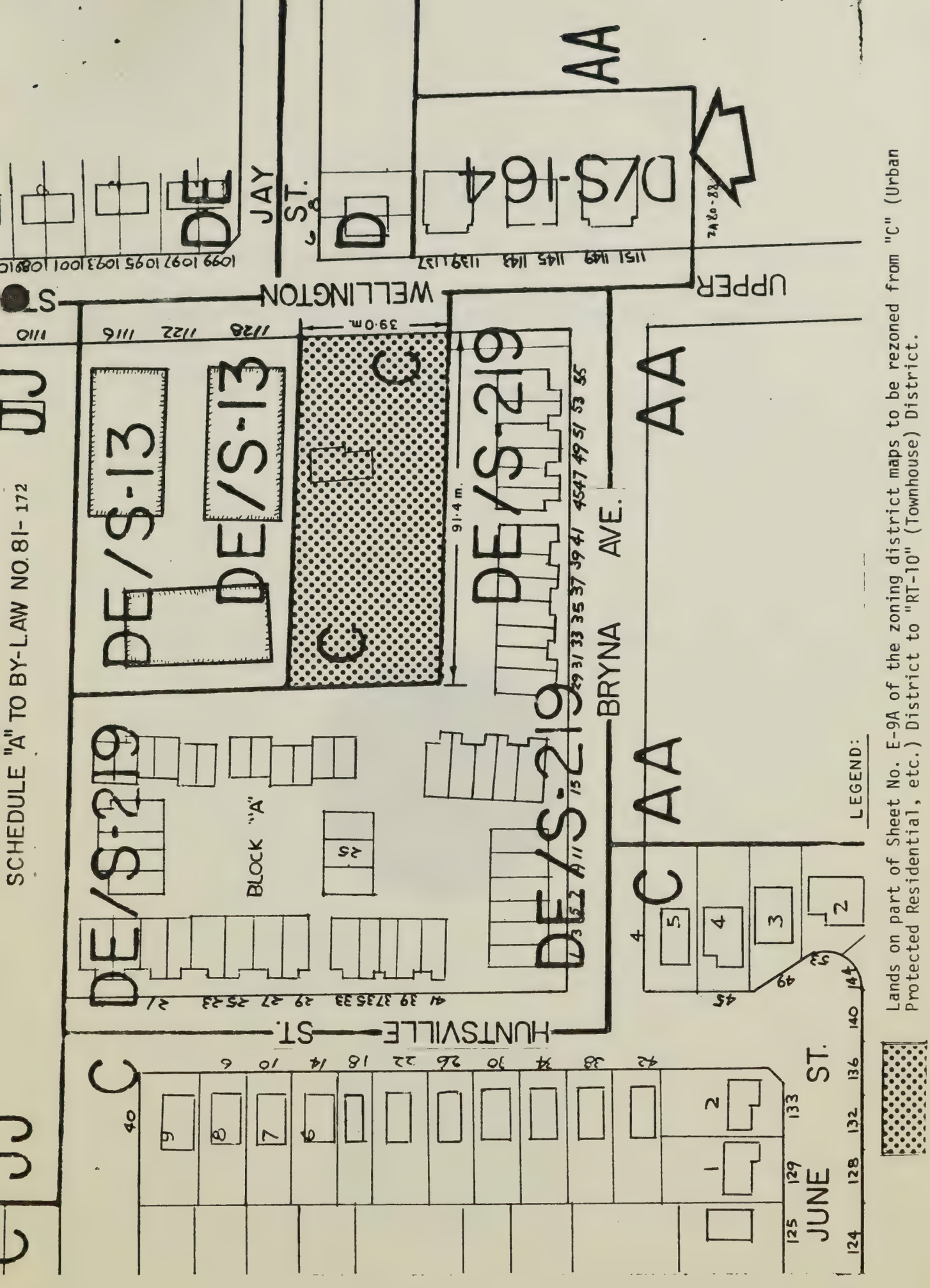
City Clerk

William Powell
Mayor

(1981) 13 R.P.D.C. 4, April 28
Tyka Investments Limited,
Prospective Owner
Z.A. 80-88

CERTIFIED A TRUE COPY

CITY CLERK



Bill No. D-77

This is Schedule "A" to By-law No. 81-172 passed the 26th day of May, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor William Powell

BY-LAW NO. 81 - 175

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

1. Schedule 10 (Stops at Intersections) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding thereto the following items, namely:-

"Greendale	Westbound	Cranbrook
Merchison	Eastbound	Division".

PASSED this 26th day of May , A.D. 1981

E. A. Lancaster
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
E. A. Lancaster
CITY CLERK

BY-LAW NO. 81 - 176

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:-

1. Schedule 25B (Parking Time Limits) of By-law 66-100 To Regulate Traffic passed on the 29th day of March, 1966, is hereby further amended by adding thereto the following section, namely:-

"2. Two Hour Limit, between the hours of 8 o'clock in the forenoon and 8 o'clock in the following forenoon (24 hrs.), on the following streets and parts of streets, excepting such parts of same where parking or stopping is prohibited.

STREET	SIDE	LOCATION
Lottridge	West	Barton to Princess".

2. Schedule 26 (No Parking Areas) is hereby amended by deleting from Section A (No Parking Anytime) the following items, namely:-

"Garth	Both	Limeridge to Stonechurch
Garth	East	Stonechurch to southerly end
Garth	West	Stonechurch to 347 ft. south".

and by adding thereto the following item, namely:-

"Garth	Both	Limeridge to Rymal".

PASSED this 26th day of May, A.D. 1981

E. A. Lampson
City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY
E. A. Lampson
CITY CLERK

Bill No. B-26

The Corporation of the City of Hamilton

BY-LAW NO. 81-180

To Regulate:

THE HAMILTON MARKET

WHEREAS section 4 of The City of Hamilton Act, 1964 provides for additional power to pass by-laws respecting markets under The Municipal Act;

AND WHEREAS paragraph 1 of section 364 of The Municipal Act authorizes a municipality to enact by-laws for establishing, maintaining and regulating markets;

AND WHEREAS the market established under By-law No. 10390 has been moved to a new location in Lloyd D. Jackson Square;

AND WHEREAS it is desirable to enact a by-law in accordance with The City of Hamilton Act, 1964 and The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Interpretation

1. In this by-law,

(a) "City Corporation" means The Corporation of the City of Hamilton;

(b) "City Council" means the Council of The Corporation of the City of Hamilton;

(c) "committee" means the Legislation Committee of the City Council;

(d) "dealer" means a person who does not own or lease and operate a farm, and who does not sell the produce grown thereon from his stand on the market for any part of the year;

(e) "Hamilton Market" or "market" means the public market of the City Corporation located in Phase 7 of the Lloyd D. Jackson Square;

(f) "holiday" means and includes every

(i) Sunday,
(ii) New Year's Day,
(iii) Good Friday,
(iv) Easter Monday,
(v) Victoria Day,
(vi) Dominion Day,
(vii) day appointed as a Civic Holiday by the City Council,
(viii) Labour Day,
(ix) Christmas Day,
(x) Boxing Day,
(xi) birthday, or day fixed by Proclamation of the Governor General, for the celebration of the birthday of the reigning sovereign,
(xii) day appointed by Proclamation of the Governor General or the Lieutenant Governor in Council as a public holiday or for a general fast or thanksgiving,
(xiii) the following Monday, where any holiday falls on the immediately preceding Sunday;

(g) "market day" means any Tuesday, Thursday or Saturday which is not a holiday and, when any Tuesday, Thursday or Saturday is a holiday, then the day before it, and includes any other day which may from time to time be designated by the City Council as a market day;

(h) "market hours" means from 12:00 o'clock midnight of a market day until 6:00 o'clock in the afternoon of the same day;

(i) "Market Manager" means the person appointed by the City Council to manage the market;

(j) "material" includes tables, chairs, furniture, equipment, packaging material, storage cupboards, garbage or any other things connected with the use of the stand;

(k) "producer" means a person who owns or leases and operates a farm, and sells the produce grown thereon from his stand on the market for any part of the year;

(l) "stallholder" means a person to whom the Market Manager has assigned a stand;

(m) "stand" means the area of the market assigned to a stallholder for the sale of his produce and food and includes one specific area of the market assigned for a coffee shop.

2. The "Hamilton Market" is hereby established.

Duties of Market Manager

3. (1) Except with respect to the provisions relating to the fitness otherwise of any produce or food for human consumption or any other matter falling within the jurisdiction of the Medical Officer of Health, the Market Manager or any person acting on his behalf and with his authority shall administer and supervise the operation of the market and the enforcement of this by-law, including the following duties:

1. Assign stands to vendors by number, in accordance with the chart hereto annexed as schedule "A".

2. Provide for the closing of the market at closing time.

3. Ensure that the market is cleared and cleaned to his satisfaction within a reasonable time after closing time.

4. Collect fees prescribed by this by-law.

5. Provide for regular payment of the fees collected to the City Treasurer.

6. Provide the City Treasurer with a proper accounting of all receipts and disbursements.

7. Execute the contract in Form 1, hereto annexed.

8. Act under instructions from the Deputy City Clerk from time to time.

9. Act under instructions from the Chief Administrative Officer as transmitted by the Deputy City Clerk.

Medical Officer of Health

4. (1) No person shall sell, offer for sale or expose for sale any food on the market without prior approval of the Medical Officer of Health of the Hamilton-Wentworth Regional Health Unit.

(2) The Medical Officer of Health may at any time withdraw his approval where the sale, offer for sale or exposure for sale of any food sold at the market is or may become injurious or dangerous to health.

(3) Where the Medical Officer of Health withdraws his approval, no person shall sell, offer for sale or expose for sale any food on the market.

Who May Sell at the Market

5. (1) No person shall sell, offer for sale or expose for sale anything on or at the market, who is not the producer thereof or a person regularly employed in its production , or who is not a dealer.

Fees

7. Except as provided in clause (a) of subsection 4 of section 6, every stallholder shall pay a fee in accordance with schedule "B" hereto annexed.

Vending From Stands

8. (1) Every person with whom a contract has been entered into under this section shall occupy only the stand mentioned in the contract.

(2) No person with whom a contract has been entered into shall, at any time and for any purpose, occupy any area that is not the stand mentioned in the contract, or any other space in the market.

9. No stallholder shall sell, offer for sale or expose for sale anything in the market except from a stand assigned to him by the Market Manager and for which he has paid the required fee.

Precedence for Occupancy of Stands

10. (1) Dealers and producers shall be assigned by the Market Manager to stands as available.

(2) Every dealer or producer who enters into a contract in Form 1 to pay the rental of a particular stand for the whole of the period from January 1st to December 31st, and pays such rental monthly in advance, shall be entitled on each market day during the currency of the contract to the stand identified in the contract, provided he occupies it before 9:00 o'clock in the forenoon.

(3) Any rented stand which a dealer or producer does not occupy for a minimum of three months in any calendar year shall be posted in the office of the Market Manager for a period of seven days as a vacant stand the following year, and will be made available to any dealer or producer on a seniority basis.

What May Be Sold on the Market

11. No person shall sell, offer for sale or expose for sale anything in the market except the following:

1. Honey, flowers, fruit, vegetables, citrus fruits, top quality fresh eggs and home-baked products.

2. Dressed poultry, dressed rabbits, home-processed meat products, fresh fish, fresh meat and dairy products that have been properly processed and refrigerated.

3. Produce that constitutes articles of daily consumption in Ontario produced by any farmer, dairy farmer, market gardener, florist or beekeeper.

12. (1) Notwithstanding any other provision of this by-law, there may be sold, offered for sale or exposed for sale at the coffee shop stand foods and other goods and products usually available at a coffee shop take-out service including,

(a) coffee, tea, soda pop and other like beverages;

(b) donuts, cake, pie and other like baked goods;

(c) candy, ice cream and other like confections;

(d) sandwiches and other like prepared goods;

(e) cigarettes, pipes, pipe tobacco and other like tobacco and accessory products.

(2) No foods or other goods and produce referred to in subsection 1 shall be sold, offered for sale or exposed for sale at any other stand other than the Coffee Shop, except by a licensed, registered, charitable or religious organization, upon the approval of the Market Manager.

Rules Governing Sale of Certain Produce

13. No person shall sell, offer for sale or expose for sale on the market,

(a) any fresh meat except from a unit equipped with suitable refrigeration and all other necessary facilities; or

(b) any fresh fish except from a unit equipped with suitable refrigeration and all other necessary facilities; or

(c) any poultry except from a unit equipped with suitable refrigeration and all other necessary facilities where prior to sale, offer for sale or exposure for sale, the poultry was dressed promptly after being killed and properly bled, dressed, washed in clean water, refrigerated and then kept continuously at a temperature not over 40° Fahrenheit; or

(d) any rabbit except from a unit equipped with suitable refrigeration and all other necessary facilities where prior to sale, offer for sale or exposure for sale, the rabbit was dressed promptly after being killed and properly bled, dressed, washed in clean water, refrigerated and properly covered with suitable wrapping material and then kept continuously at a temperature not over 40° Fahrenheit; or

(e) cheddar cheese or any other cheese except from a unit equipped with suitable refrigeration and all other necessary facilities, but only where,

(a) the cheddar cheese has been cured for at least sixty days; or

(b) the other cheese has been either pasteurized or made from pasteurized milk; or

(f) perishable pastry goods except from a unit equipped with suitable refrigeration and all other necessary facilities, but only where the goods have been properly covered and refrigerated promptly after baking and kept continuously at a temperature not over 40° Fahrenheit; or

(g) dairy products except from a unit equipped with suitable refrigeration and all other necessary facilities; or

(h) home-baked bread or other home-baked goods except in a suitable bag or otherwise suitably covered.

Duties of Stallholders

14. Every person who occupies a stand on market day shall comply with the following regulations:

1. Ensure that all persons selling, offering for sale or exposing for sale produce or food are properly attired to the satisfaction of the Market Manager.

2. Not solicit customers by shouting or by the use of sound.

3. Not permit his employees or any other person to solicit customers by shouting or by the use of sound.

4. Conduct all activities in and from his stand in a peaceable and orderly manner to the satisfaction of the Market Manager.

5. Keep and maintain a sign on display above the produce during market hours, readily visible and easily read by customers, bearing his name and address in letters and numbers at least three inches in height.

6. Not sell, offer for sale or expose for sale anything by auction.

7. Not distribute handbills, tracts or any other printed matter of any kind.

8. Not unload any produce, food or material for a stand after 7:00 o'clock in the forenoon, except at a loading dock.

9. Vacate the market and leave the stand clean and clear to the satisfaction of the market manager by not later than 6:30 o'clock in the afternoon.

10. Remove all his produce and food from the market by not later than 6:30 o'clock in the afternoon.

11. Remove all material from the market to the satisfaction of the market manager by not later than 6:30 o'clock in the afternoon.

12. Keep and maintain the loading dock free and clear of all his produce, food and material.

13. Not permit the stand, produce or other material to extend outside of the perimeter of the assigned area.

14. Remove any produce, food or any other material immediately upon the request of the Market Manager.

15. Not use or provide electrical facilities additional to the electrical facilities provided in the market.

16. Not use any electrical equipment that is in an unsafe condition and that does not comply with the requirements of Ontario Hydro.

17. Not attach a hose or any other conduit to the water taps provided in the market.

18. Not enter into any electrical or mechanical rooms.

19. Pay the full cost of repairs of any damage resulting from his use of the market.

Duties of Stallholders and Other Persons

15. Every stallholder and every other person shall comply with the following regulations:

1. Not obstruct any aisle, passageway, lane, manoeuvring space, ramp, access driveway or exit, except as provided in paragraph 13.

2. Not obstruct access to fire hose cabinets and exit stairwells.

3. Remove all obstructions immediately upon the request of the Market Manager.

4. Not load or unload other than on the loading docks and any other authorized areas.

5. Not operate the freight elevator, overhead doors or any heating, ventillating or electrical systems in the market.

6. Not use the freight elevator except when accompanying produce, food or material to or from the stand.

7. Not remove security chains except when produce, food and material are removed from or returned to the loading dock.

8. Use overhead doors only in accordance with the procedures set out in written instructions provided to each stallholder by the Market Manager.

9. Not affix signs, placards, posters or any other material, in any way, to the building or any part thereof without prior approval of the Market Manager.

10. Not affix any object to the windows or window frames without prior approval of the Market Manager.

11. Obey all directional signs indicating one-way operation of the Truck Tunnel except when otherwise authorized and controlled by the Market Manager.

12. Not drive any vehicle at a rate greater than 5 kilometres per hour.

13. Not stop, park or leave any vehicle,

(a) in the market, or

(b) in the loading dock area, or

(c) in the tunnel area,

except only for the purpose of and during loading or unloading.

14. Not operate the motor of a motor vehicle during loading or unloading.

15. Remove the key from the ignition lock during loading or unloading.

16. Not stop, park or leave any vehicle at or on the entrance or exit ramps outside of the market building.

17. Enter or leave in a vehicle only at authorized entrances and exits.

18. Not make any noise deemed to be unnecessary by the Market Manager or which may annoy or disturb other persons.

19. Not obstruct the Market Manager in the performance of his duties.

16. (1) Every producer shall sell, offer for sale or expose for sale at the stand assigned to him, only produce or food as a producer.

(2) Every dealer shall sell, offer for sale or expose for sale at the stand assigned to him, only produce or food as a dealer.

Removal of Vehicles

17. (1) Where a vehicle is stopped, parked or left contrary to the provisions of this by-law,

(a) the Market Manager, or

(b) a police constable upon the oral request of the Market Manager,

may cause the vehicle to be taken to and placed or stored in a suitable place.

(2) All costs and charges for removing, care and storage of the vehicle, if any, are a lien upon the vehicle which may be enforced in the manner provided by section 48 of The Mechanics' Lien Act.

(3) The owner of the vehicle shall pay the costs of removing, care and storage of the vehicle.

Cancellation of Contract

18. (1) Where a stallholder fails to comply with any provision of this by-law, the committee may suspend the contract for a specified period of time or may terminate the contract.

(2) Where the contract is suspended, the stallholder is prohibited from occupying the stand during the period of suspension.

Penalties

19. Every person who contravenes a provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00, exclusive of costs.

Short Title

20. This by-law may be known and referred to as the Market By-law.

Repeal

21. By-law No. 10390, passed on the 28th day of April, 1964, is repealed.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

CERTIFIED A TRUE COPY

CITY CLERK

FORM 1

(Section 6(3))

MARKET STAND CONTRACT

1. I, _____ of _____ _____, hereby contract with The Corporation of the City of Hamilton to pay a fee for the use of Market Stand(s) No.(s) _____ for a twelve-month term from January 1st to December 31st unless terminated prior to December 31st as set out below.

2. I agree to pay a fee of $_____ payable monthly in advance by depositing with the Market Manager twelve post-dated monthly cheques at the time of executing this contract, on the understanding that this contract shall terminate if the fees are in arrears in excess of one month.

3. I agree that if I have not occupied my stand(s) by 9:00 o'clock a.m. on any market day, my right to occupy and use my stand(s) is forfeited for that day only.

4. I agree that this contract entitles me only to the use of the stand(s) referred to in this contract.

5. I understand and agree that this contract is not transferable, and may be terminated or suspended for violation of any provision of the Market By-law or any term of this contract.

Notwithstanding any other provision in this contract, I understand and agree that The Corporation of the City of Hamilton shall have the right at any time and from time to time to assign to me another market stand(s) in place of the market stand(s) referred to above and to increase or decrease the term fees hereby in accordance with the fee for substitute stands.

I will observe and comply with all public health laws and food laws of Ontario and Canada and with all by-laws, regulations, notices, orders and demands of the City.

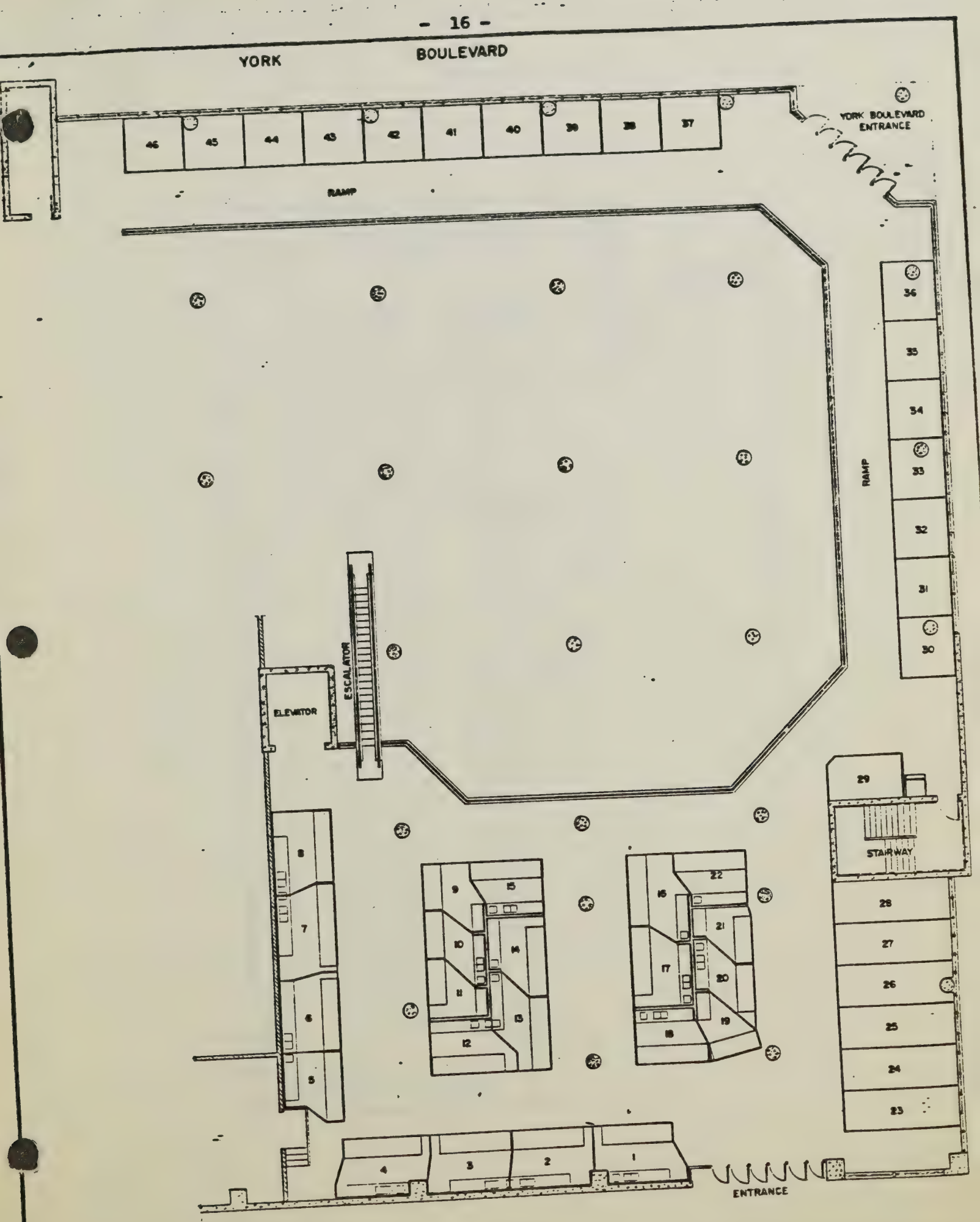
I shall and do hereby indemnify and save harmless The Corporation of the City of Hamilton from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses or loss which the City may bear, suffer or be put to by reason of any damage to property or injury or death to persons as a result of the privilege herein allowed to me.

DATED at Hamilton this day of

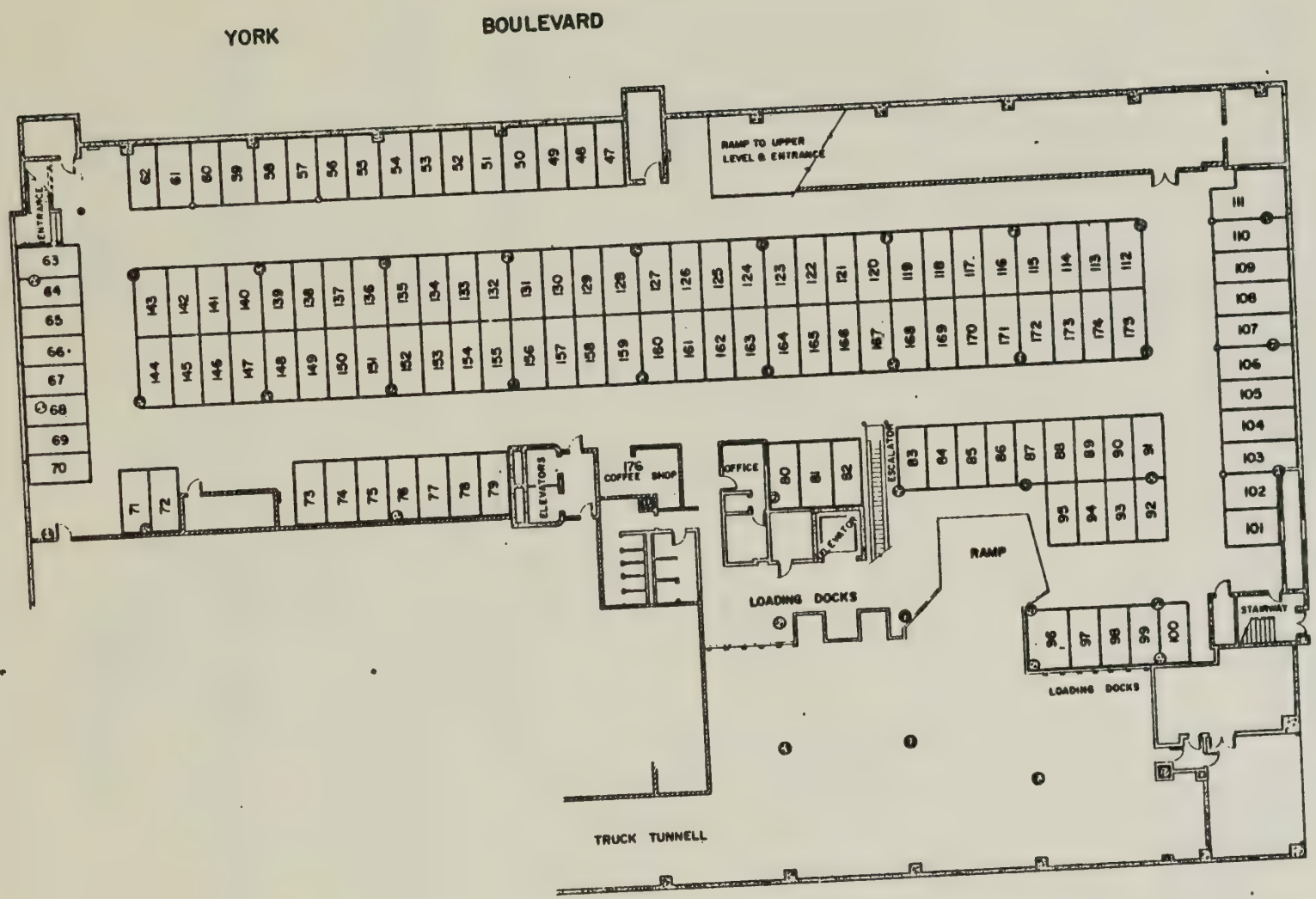
19 .

....

Market Manager Stallholder



HAMILTON MARKET
BY-LAW N:
SCHEDULE "A" (Section 3(1)



HAMILTON MARKET
BY-LAW No
SCHEDULE "A" (Section 3(1)1)

SCHEDULE "B"

(Section 7)

PART 1: PRODUCERS' AND DEALERS' FEES

tand Number	Location	Amount of Producers' and Dealers' Fees	
		Per Month	Per Day
*1 to 8	(Refrigeration Units)	$150.00	--
*12 to 18	(Refrigeration Units)	$150.00	--
*22	(Refrigeration Units)	$150.00	--
*9,10,11	(Refrigeration Units)	$125.00	--
*19,20,21	(Refrigeration Units)	$125.00	--
23 to 46	Ramp	$100.00	$15.00
47 to 62	North wall - main floor	$100.00	$15.00
63 to 70	West wall - main floor	$100.00	$15.00
71 to 95	South wall - main floor and in ramp	$100.00	$15.00
*96 to 100	Loading docks - used as daily stands from 7:30 a.m. to 4:00 p.m.	--	$15.00
101 to 111	East wall - main floor	$100.00	$15.00
112 to 143	Stands in middle from east to west (north side)	$100.00	$15.00
144 to 175	Stands in middle from west to east (south side)	$100.00	$15.00

* Fee payable only per month

** Fee payable only per day

PART 2: DEALERS' FEES PAYABLE IN ADDITION TO FEES PAYABLE UNDER PART 1

Stands Nos.	Dealers' Fees Per Annum
1 to 175	$70.00

PART 3: PRODUCERS' AND DEALERS' FEES FOR ADJACENT STANDS

Fee for one stand, when available,
immediately adjacent to a stand for
which an annual fee is paid in advance.....$5.00 per day.

Bill No. D-78

The Corporation of the City of Hamilton

BY-LAW NO. 81- 181

To Amend:

By-law No. 81-115

Respecting:

LAND LOCATED AT MUNICIPAL NO. 876 MAIN STREET EAST

WHEREAS By-law No. 81-115, passed on the 14th day of April, 1981, in accordance with the Order of the Ontario Municipal Board dated the 18th day of March, 1981, (File No. R 793913), provided for the rezoning of land located at 876 Main Street East from "E-2" (Multiple Dwellings) district to "H" (Community Shopping and Commercial, etc.) district and the establishment of special requirements so as to establish a modified "H" zoning on the land;

AND WHEREAS the Ontario Municipal Board, by amended Order dated the 8th day of May, 1981, provided for the deletion of sections 6 and 7 of By-law No. 81-115;

AND WHEREAS sections 6 and 7 of By-law No. 81-115 provided for service by the City Clerk and application for approval of the by-law by the City Solicitor;

AND WHEREAS sections 6 and 7 of By-law No. 81-115 are unnecessary because the by-law was enacted as directed by the requirements of the Ontario Municipal Board;

AND WHEREAS it is necessary to provide for the deletion of sections 6 and 7 from By-law No. 81-115.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sections 6 and 7 of By-law No. 81-115 are repealed.

PASSED this 23rd day of June A.D. 1981.

E. A. Jamieson
City Clerk

William Powell
Mayor

(1979) 32 R.P.D.C. 4, September 25
Sonan Developments Limited, Owner
Z.A. 79-33
O.M.B. Decision, November 6, 1980
O.M.B. Order, March 18, 1981
O.M.B. Order, May 8, 1981
O.M.B. File No. R 793913
Legal File No. 40-5.1552

CERTIFIED A TRUE COPY
E. A. Jamieson
CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-182

To Remove:

PART OF "WESTBROOK GARDENS - STAGE 2, PHASE II" REGISTERED PLAN OF SUBDIVISION FROM PART-LOT CONTROL

WHEREAS subsection 5 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349, provides as follows:

(5) Notwithstanding subsection 4, the council of a municipality may by by-law provide that subsection 4 does not apply to land that is within such registered plan or plans of subdivision or part or parts thereof as is or are designated in the by-law, and, where the by-law is approved by the Minister, subsection 4 ceases to apply to such land,....

AND WHEREAS subsection 4 of section 29 of The Planning Act establishes part-lot control of land within a registered plan of subdivision;

AND WHEREAS authority to approve by-laws enacted under subsection 5 of section 29 of The Planning Act was delegated to the Council of The Regional Municipality of Hamilton-Wentworth by O. Reg. 443/75;

AND WHEREAS it is desirable to exempt certain lands from part-lot control.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 4 of section 29 of The Planning Act, R.S.O. 1970, Chapter 349 as amended by Statutes of Ontario 1972, Chapter 118, section 3, shall not apply to the following lands:

1. Lots 18 to 22 inclusive, and 28 to 31 inclusive on Registered Plan M-253, registered on the 25th day of July, 1978.

PASSED this 23rd day of June A.D. 1981.

City Clerk

Mayor

CERTIFIED A TRUE COPY

CITY CLERK

(1981) 16 R.P.D.C. 9, June 23

Bill No. D-80

The Corporation of the City of Hamilton

BY-LAW NO. 81- 183

To Amend:

Zoning By-law No. 6593

Respecting:

THE WESTERLY 60 METRES OF THE LAND LOCATED AT MUNICIPAL NO. 947 RYMAL ROAD EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

   1. Notwithstanding section 14A(1)(d) of By-law No. 6593, a high-speed mechanical car wash, a mechanical car wash, a coin-operated car wash or a manual car wash or any combination thereof, containing not more than 6 bays or stalls, shall be permitted.

   2. Notwithstanding section 4(3)(a) of By-law No. 6593, the uses referred to in paragraph 1 shall be permitted on the same lot as the existing motor hotel.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-754".

4. Sheet No. E-49D of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-754".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 15 R.P.D.C. 3, May 26
Plantation Motor Hotel, Owner
Z.A. 81-25

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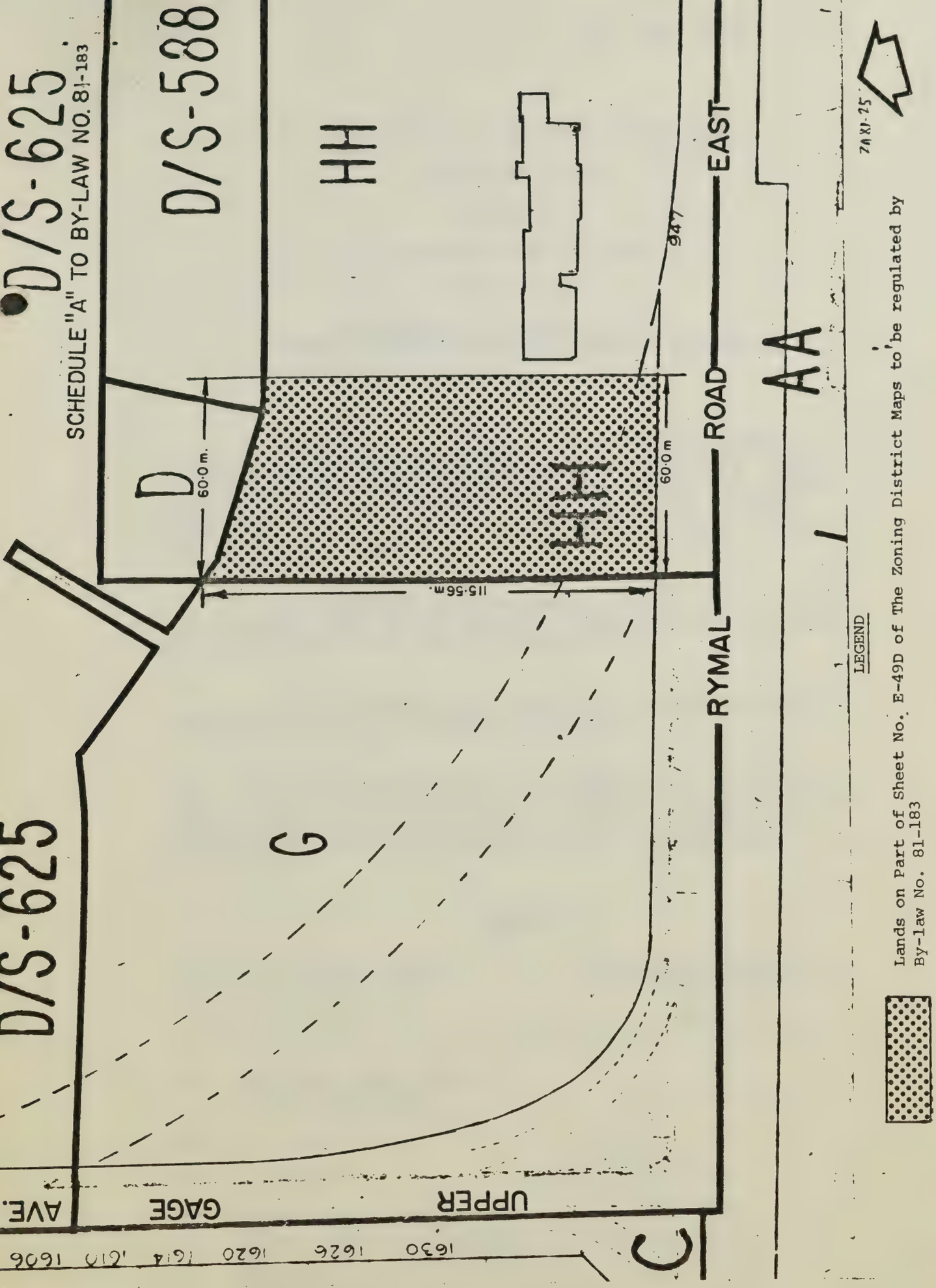
CITY CLERK



Bill No. D-80

This is Schedule "A" to By-law No. 81-183 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-184

To Amend:

Zoning By-law No. 6593

Respecting:

RENUMBERING OF SECTION 13B(1)
"G-2" (REGIONAL SHOPPING CENTRES) DISTRICT

WHEREAS it is intended to change the numbering in subsection 1 of section 13B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951 (File No. P.F.C. 3821), in order to clearly identify the provisions therein;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The clause numerals of subsection 1 of section 13B of By-law No. 6593 set out in column 1 of the following Table 1 and identified by the provisions of each clause, are hereby deleted and replaced by the corresponding letters in column 2:

TABLE 1

Clause of Section 13B(1) and corresponding uses Column 1		Replacement lettering of Section 13B(1) Column 2
(i)	Any uses permitted in an "H" District;	(a)
(ia)	A hotel;	(b)
(ib)	A tavern;	(c)
(ic)	A billiard room, bowling alley, shooting gallery, public hall, music hall, theatre, or other place of amusement;	(d)
(id)	An undertaker's establishment or funeral home if there is no crematorium;	(e)
(ie)	A massage parlour, public bath;	(f)

Clause of Section 13B(1) and corresponding uses Column 1	Replacement lettering of Section 13B(1) Column 2
(ii) The use permitted by clause (viiia) of subsection 1 of section 13A;	(g)
(ii) A carnival show, provided that the area of land used for the Regional Shopping Centre is not less than 20,000.0 square metres;	(h)
(ii) A use permitted in clause (ixa) of subsection 1 of section 13A;	(i)
(iv) A circus, provided that the area of the land used for the Regional Shopping Centre is not less than 8.0 hectares.	(j)

2. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

3. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 15 R.P.D.C. 10, May 26
City Initiative 81-M

CERTIFIED A TRUE COPY

CITY CLERK

The Corporation of the City of Hamilton

BY-LAW NO. 81-185

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 247 JOHN STREET SOUTH

WHEREAS By-law No. 80-102, passed on the 25th day of March, 1980 and approved by the Ontario Municipal Board by Order dated the 5th day of June, 1980, established a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS it is intended to repeal By-law No. 80-102 in order to establish new special requirements under the said section 19B;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-3" (High Density Multiple Dwellings) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variances as special requirements:

1. Notwithstanding section 11C(1)(i) of By-law No. 6593, additional uses comprised of,

(a) commercial uses and signs referred to in clauses (i), (ii), (iii) and (iv) of subsection 1 of section 11A of By-law No. 6593, and

(b) the duplicating and typesetting of business stationery and commercial advertising, except engraving, stero-typing and electro-typing, and

(c) the retail sales of wedding stationery, napkins, matches and similar accessories,

shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-753".

4. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-753".

5. By-law No. 80-102 is repealed.

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

E. A. Jenkins — William Powell

City Clerk — Mayor

(1981) 15 R.P.D.C. 2, May 26
Norman Fenton, Prospective Owner
Z.A. 81-21

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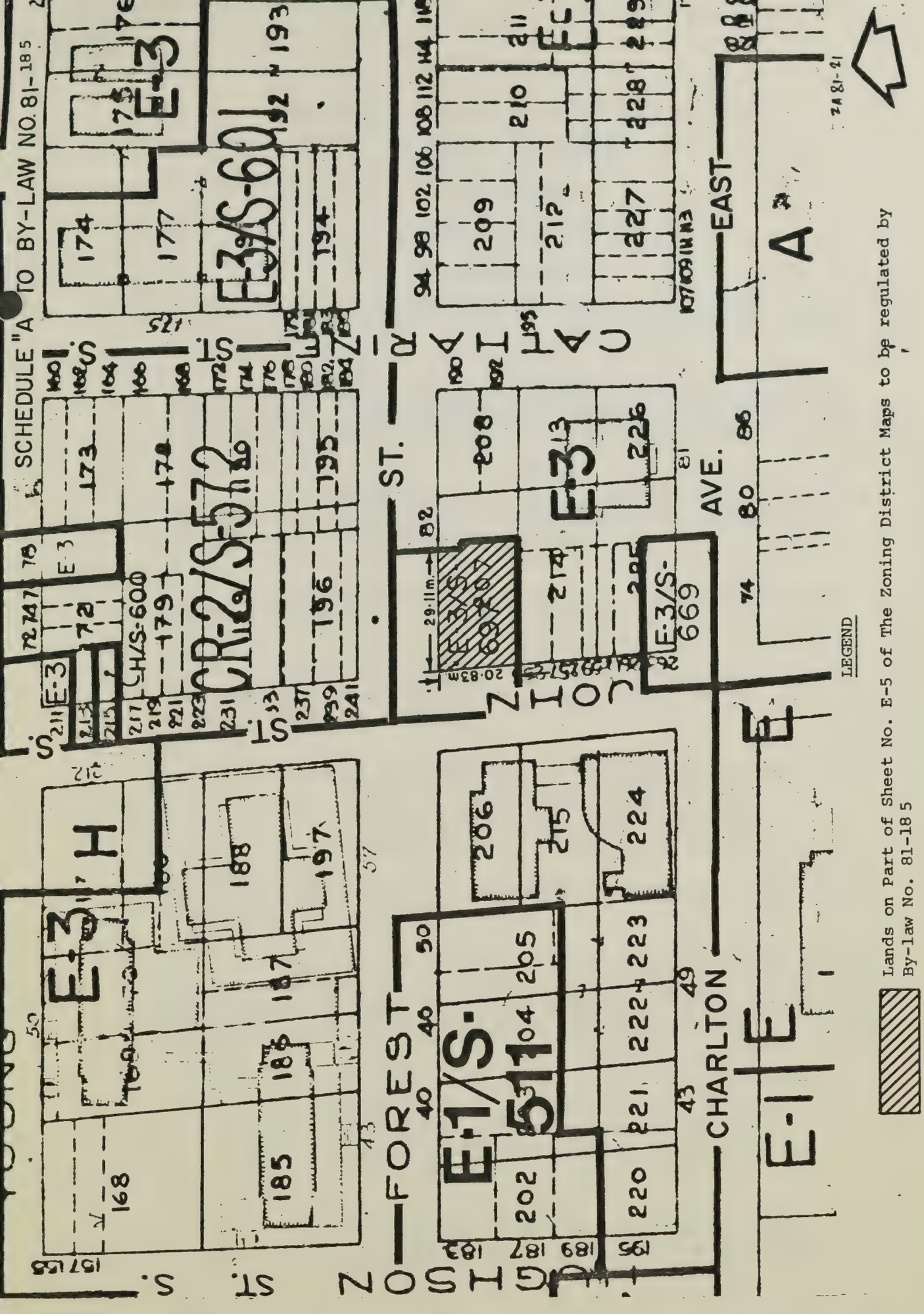
E. A. Jenkins
CITY CLERK



Bill No. D-82

This is Schedule "A" to By-law No. 81-185 passed the 23rd day of June, 1981

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-186

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 55 SHERMAN AVENUE SOUTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-33 of the District Maps, appended to and forming part of By-law No. 6593, passed on the 25th day of July, 1950, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the land shown as Blocks 1 and 2 on schedule "A" are amended to the extent only of the following variances as special requirements:

1. A solid fence 1.2 metres to 2.0 metres in height shall be provided and maintained along the easterly and northerly lot lines.

2. A planting strip not less than 1.5 metres in width shall be provided and maintained adjacent to the easterly lot line.

3. Notwithstanding clause (iib) of subsection 1 of section 9 and subsection 7 of section 10 of By-law No. 6593, as amended by By-law No. 81-27, a residential care facility for the accommodation of 20 residents shall be permitted.

4. Notwithstanding clause (v) of subsection (1) of section 10 of By-law No. 6593, a licensed lodging house for the accommodation of not more than 20 lodgers shall be permitted.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-741".

5. Sheet No. E-33 of the District Maps is amended by marking the land referred to in section 2 of this by-law, "S-741".

6. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

7. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

E. A. Simpson
City Clerk

William Powell
Mayor

(1981) 10 R.P.D.C. 4, March 10
(1981) 13 R.P.D.C. 2, April 28
Gary and Shirley Latta, Owners
Z.A. 80-71
(1981) 16 R.P.D.C. 2, June 23

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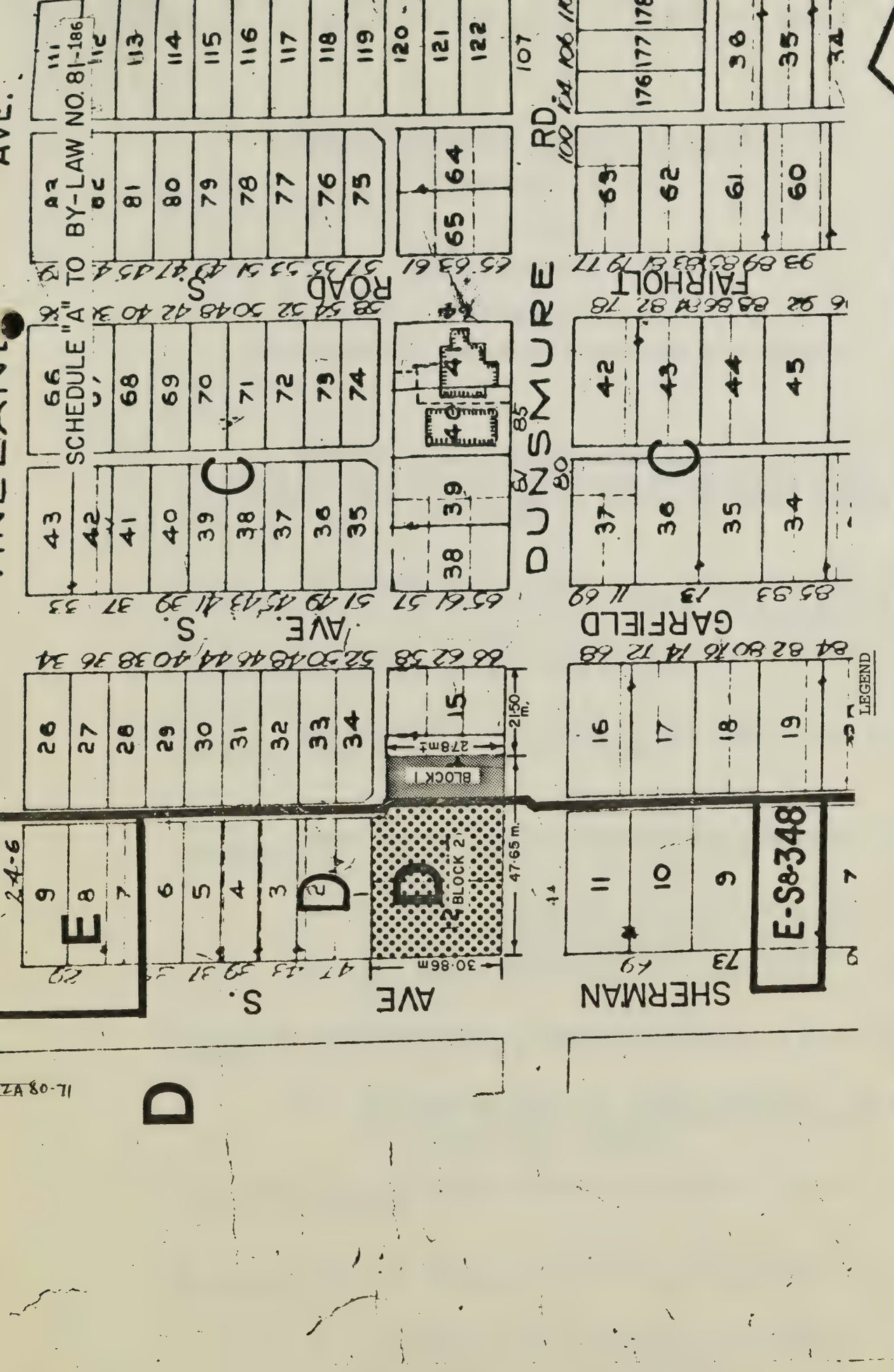
E. A. Simpson
CITY CLERK



Lands on Part of Sheet No. E-33 of The Zoning District Maps to be re-zoned from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Lands to be regulated by By-alw No. 81-186

Bill No. D-83

This is Schedule "A" to By-law No. 81-186 passed the 23rd day of June, 1981

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-187

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE CROWN POINT WEST NEIGHBOURHOOD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-43 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

(a) by changing from "H" (Community Shopping and Commercial, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", and

(b) by changing from "K" (Heavy Industry, etc.) district to "JJ" (Restricted Light Industrial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A1".

2. Sheet No. E-44 of the District Maps, appended to and forming part of By-law No. 6593 is amended,

(a) by changing from "H" (Community Shopping and Commercial, etc.) district to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A2", and

(b) by changing from "H" (Community Shopping and Commercial, etc.) district to "DE" (Low Density Multiple Dwellings) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A3", and

(c) by changing from "H" (Community Shopping and Commercial, etc.) district to "E" (Multiple Dwellings, Lodges, Clubs, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A4", and

(d) by changing from "H" (Community Shopping and Commercial, etc.) district to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A5".

3. The "JJ" District provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A1", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding the "JJ" District provisions, the commercial uses mentioned in clauses (iv), (v), (vi), (vii), (viia), (viii) and (ix) of subsection 1 of section 16 of By-law No. 6593, are permitted.

4. The "E" District provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A4", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding the "E" District provisions,

(a) the residential use mentioned in clause (v) of subsection 1 of section 11 of By-law No. 6593 is prohibited; and

(b) the public use mentioned in clause (viii) of subsection 1 of section 11 of By-law No. 6593 is prohibited.

5. The "E-1" District provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A5", are amended to the extent only of the following variance as a special requirement:

1. Notwithstanding the "E-1" District provisions,

(a) the residential use mentioned in clause (v) of subsection 1 of section 11 of By-law No. 6593 is prohibited; and

(b) the public use mentioned in clause (viii) of subsection 1 of section 11 of By-law No. 6593 is prohibited.

6. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with,

(a) the "JJ" District provisions, subject to the special requirement referred to in section 3; and

(b) the "E" District provisions, subject to the special requirement referred to in section 4; and

(c) the "E-1" District provisions, subject to the special requirement referred to in section 5.

7. By-law No. 6593 is amended by adding this by-law to section 19B as "S-746".

8. Sheets Nos. E-43 and E-44 of the District Maps are amended by marking the lands referred to in sections 3, 4 and 5 of this by-law, "S-746".

9. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

10. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 12 R.P.D.C. 6(c), April 14
City Initiative 76-A

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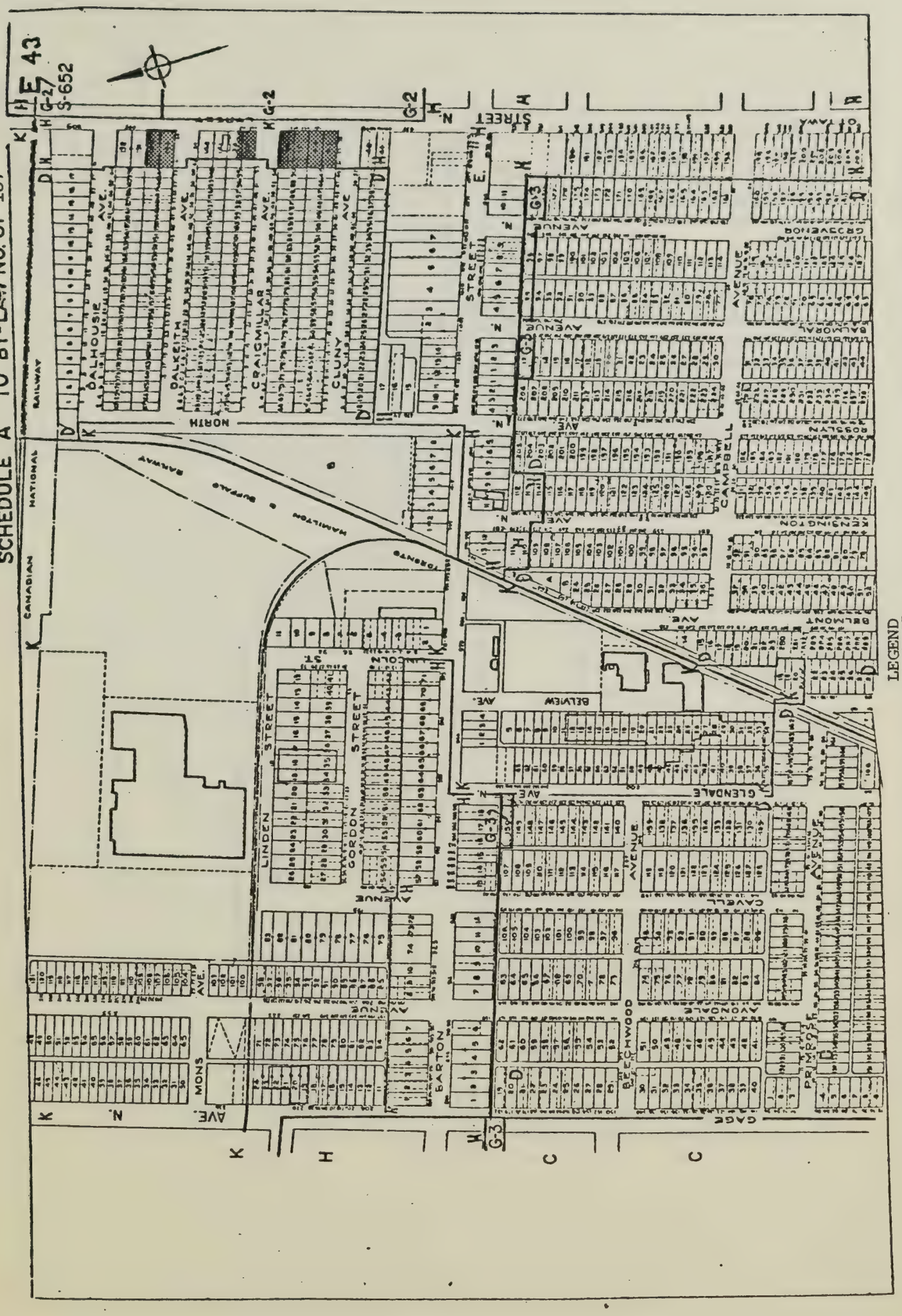
CITY CLERK

SCHEDULE "A" TO BY-LAW NO. 81-187



LEGEND

Lands on Sheet No. E-43 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Bill No. D-84

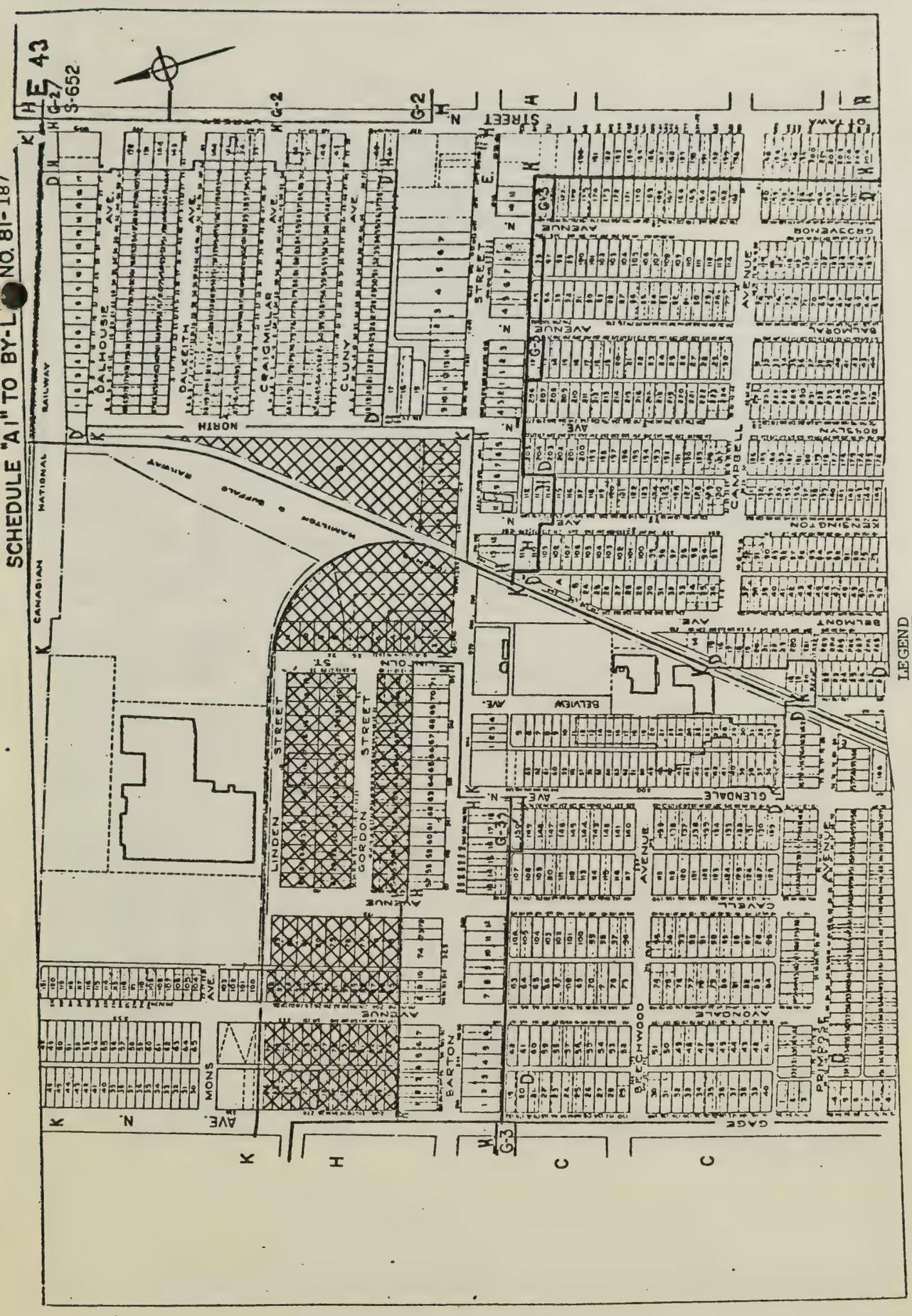
This is Schedule "A" to By-law No. 81-187 passed the 23rd day of June, 1981

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Simpson
City Clerk

William Powell
Mayor

SCHEDULE "A1" TO BY-LAW NO. 81-187



LEGEND

Lands on Sheet No. E-43 of The Zoning District Maps to be re-zoned from "K" (Heavy Industry, etc.) District to "JJ" (Restricted Light Industrial) District. (Modified to permit uses as referred to in Section 16(1), Clauses (iv) to (ix) of By-law No. 6593).

Bill No. D-84

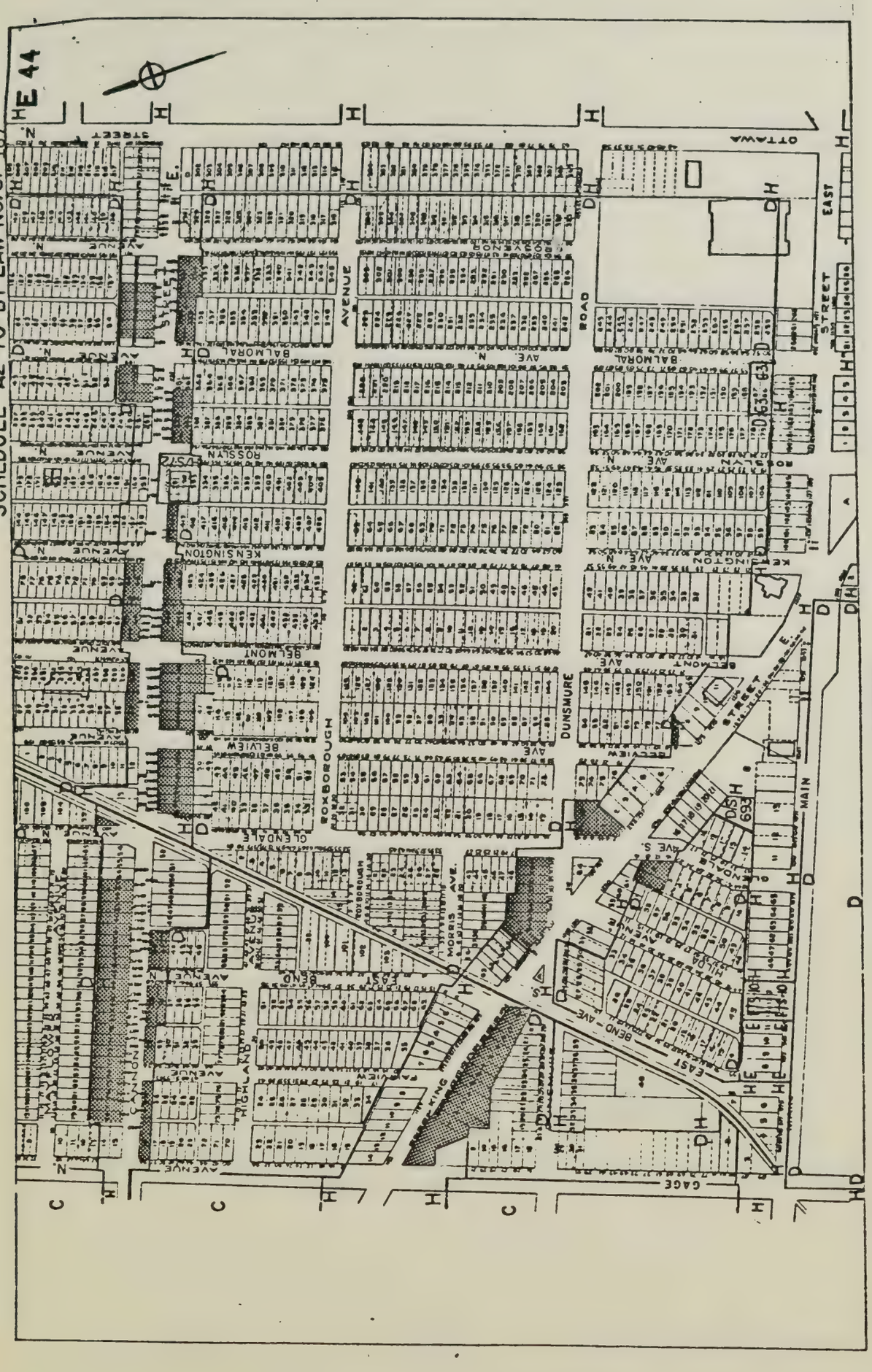
This is Schedule "A1" to By-law No. 81-187 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Thompson
City Clerk

William Powell
Mayor

SCHEDULE "A2" TO BY-LAW NO. 81-187



LEGEND

Lands on Sheet No. E-44 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District.

Bill No. D-84

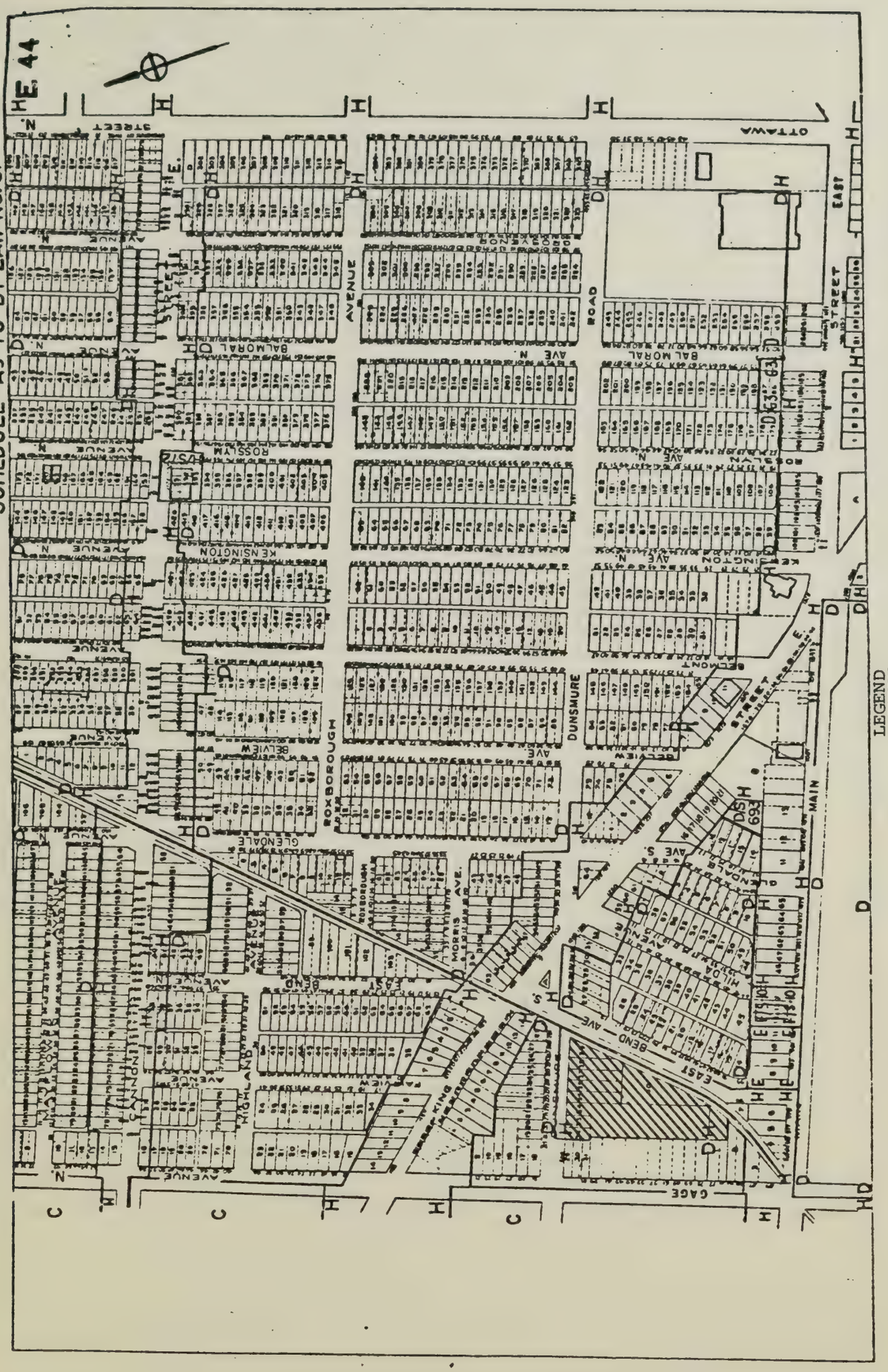
This is Schedule "A2" to By-law No. 81-187 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Sampson
City Clerk

William Powell
Mayor

SCHEDULE "A3" TO BY-LAW NO. 81-187



LEGEND

Lands on Sheet No. E-44 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "DE" (Low Density Multiple Dwellings) District.

Bill No. D-84

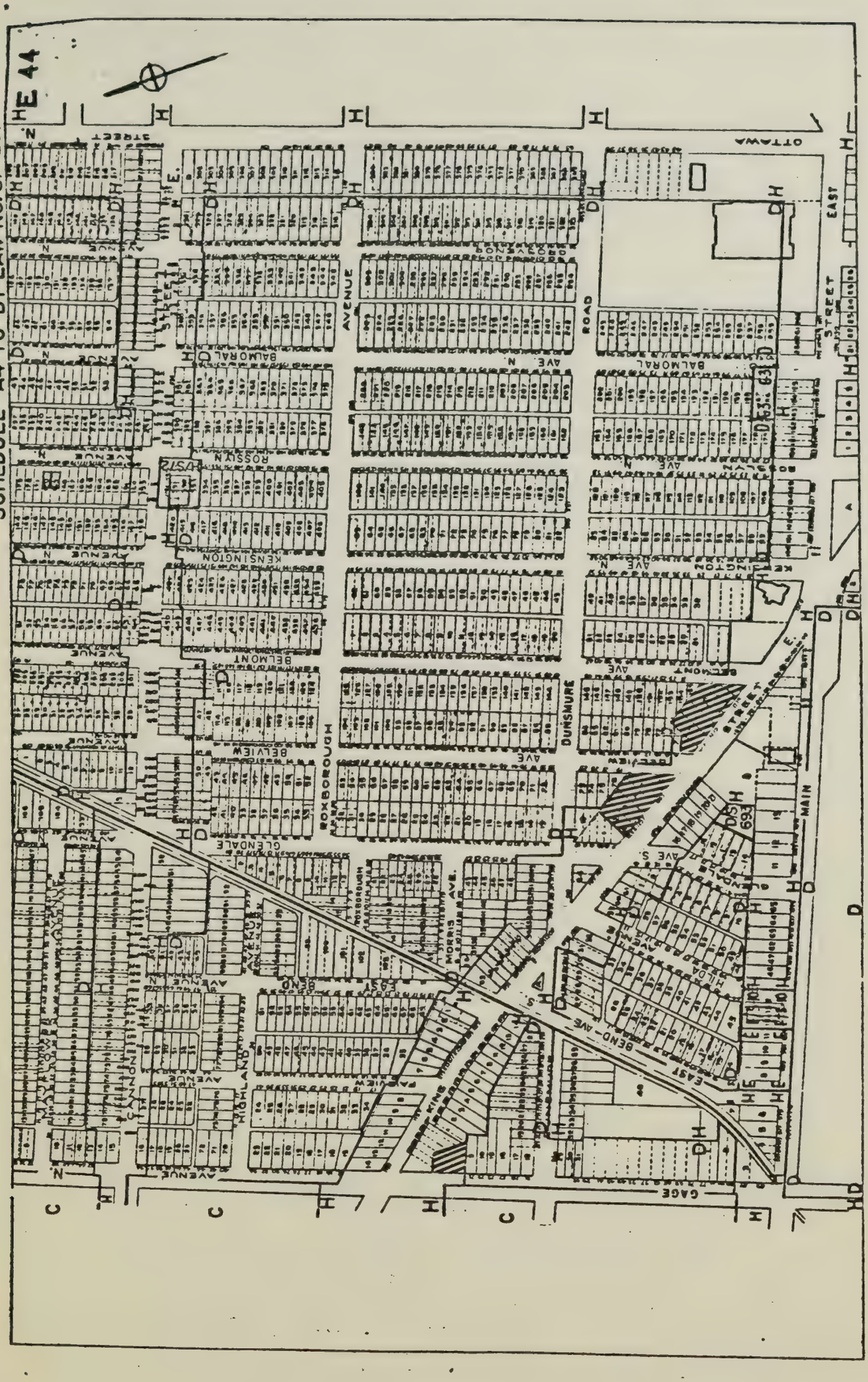
This is Schedule "A3" to By-law No. 81-187 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

E. A. Lumpson
City Clerk

William Powell
Mayor

SCHEDULE "A4" TO BY-LAW NO. 81-187



LEGEND

Lands on Sheet No. E-44 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "E" (Multiple Dwellings, Lodges, Clubs, etc.) District. (Modified to prohibit uses referred to in Section 11(1), Clauses (v) and (viii) of By-law No. 6593).

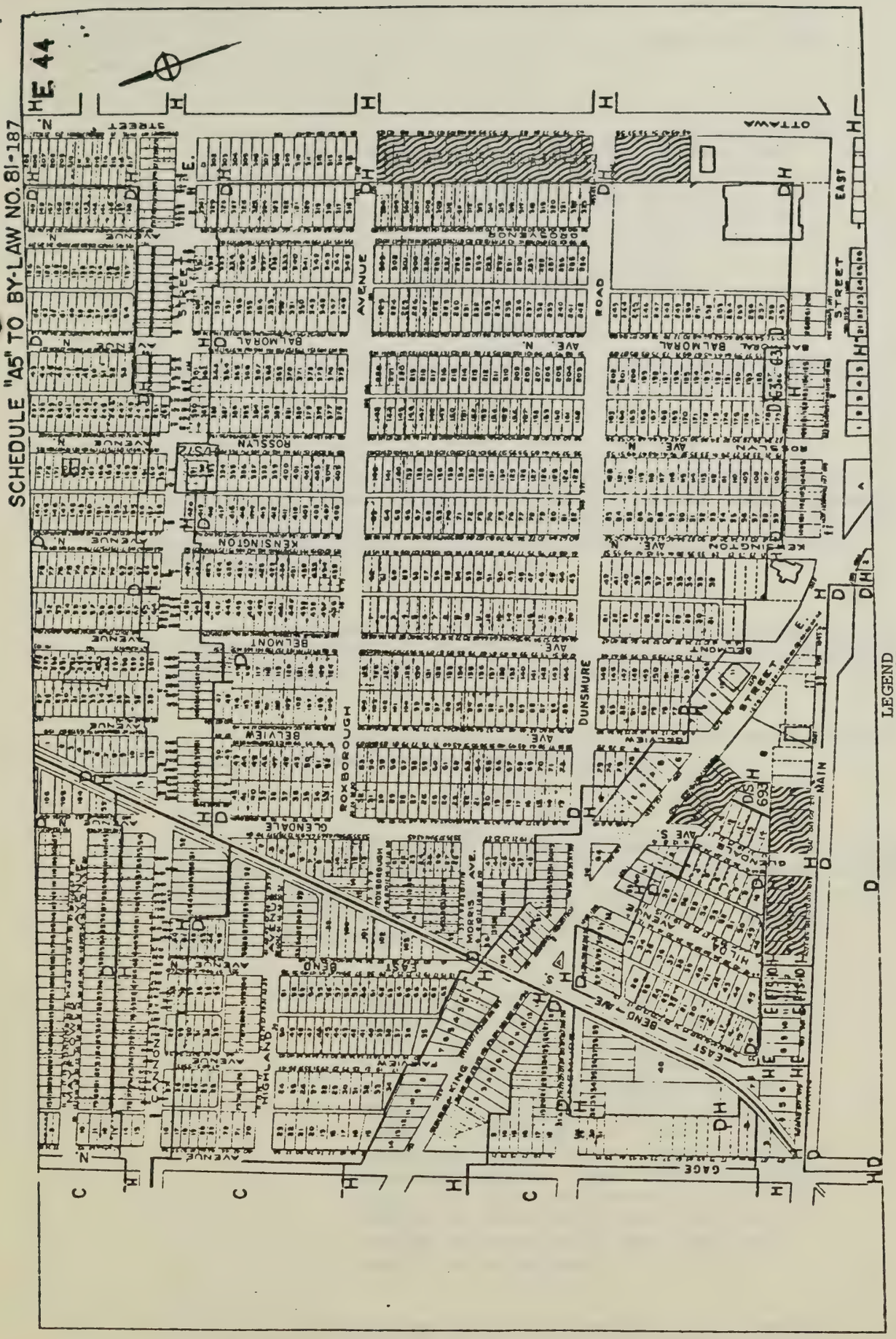
Bill No. D-84

This is Schedule "A4" to By-law No. 81-187 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



Lands on Sheet No. E-44 of The Zoning District Maps to be re-zoned from "H" (Community Shopping and Commercial, etc.) District to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District. (Modified to prohibit uses referred to in Section 11(1), Clauses (v) and (viii) of By-law No. 6593).

Bill No. D-84

This is Schedule "A5" to By-law No. 81-187 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

William Powell
Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 81-188

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 292 EAST 24th STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the following variance as a special requirement:

   1. Notwithstanding clauses (f) and (h) of section 2(2)H(iii) of By-law No. 6593, as re-enacted by By-law No. 81-20, passed on the 13th day of January, 1981 and approved by the Ontario Municipal Board by Order dated the 10th day of April, 1981, (File No. R 81571), a home occupation operated by not more than one person, comprised of a hairdressing facility having a maximum of one comb-out centre and one hair styling sink, shall be permitted.

2. No building or structure shall be erected, altered extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-752".

4. Sheet No. E-26 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-752".

5. The City Clerk is hereby authorized and directed to proceed as soon as possible with the giving of notice of the passing of this by-law, including a brief explanation of its purpose, and with the carrying out of all other directions of the Ontario Municipal Board relating to the giving of such notice.

6. The City Solicitor is hereby authorized and directed to make application to the Ontario Municipal Board for the necessary approval of this by-law.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 15 R.P.D.C. 1, May 26
Jacqueline Lamkey, Owner
Z.A. 81-18

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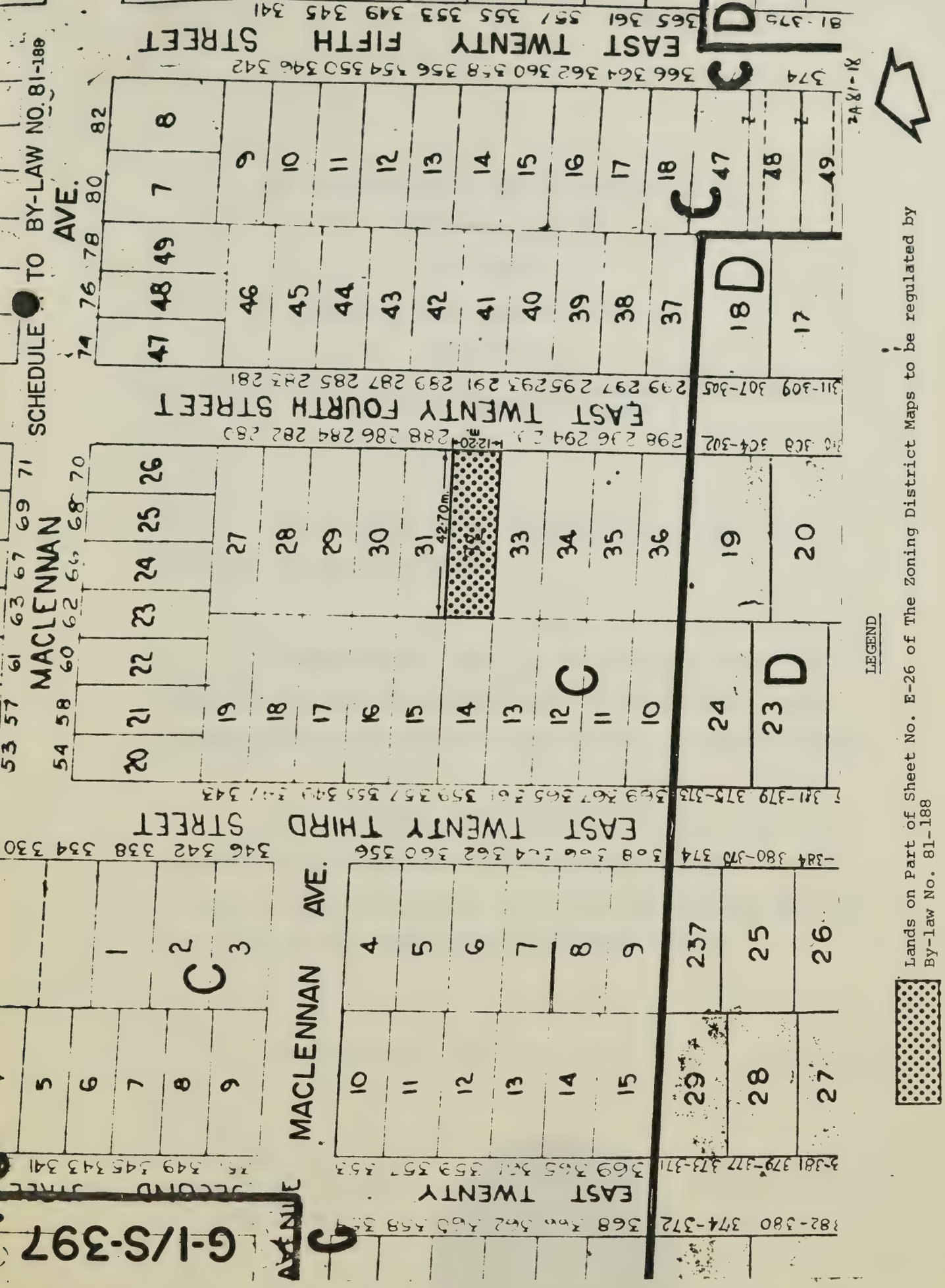
CITY CLERK



Bill No. D-85

This is Schedule "A" to By-law No. 81-188 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor

Bill No. D-86

The Corporation of the City of Hamilton

BY-LAW NO. 81-189

To Adopt:

Official Plan Amendment No. 365

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF UPPER GAGE AVENUE AND STONE CHURCH ROAD EAST

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 365 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 23rd day of June A.D. 1981.

City Clerk

William Powell
Mayor

(1981) 15 R.P.D.C. 5(a), May 26

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AMENDMENT No. 365 to the Official Plan for the Hamilton Planning Area.

The following text, together with the map attached as Schedule "A" hereto, constitute Amendment No. 365.

PURPOSE:	To change the land use designation in a prescribed area.
LOCATION:	Lands situated at the south-west corner of Stone Church Road and Upper Gage Avenue.
BASIS:	It is proposed that the lands at the south-west corner of Stone Church Road and Upper Gage Avenue be used for commercial purposes and that the present designation of these lands be changed accordingly.
ACTUAL CHANGE:	That the designation of lands outlined in red on Schedule "A" be changed from "Residential" to "Commercial".
IMPLEMENTATION:	A Restricted Area By-law will give effect to the intended commercial use of the subject lands.

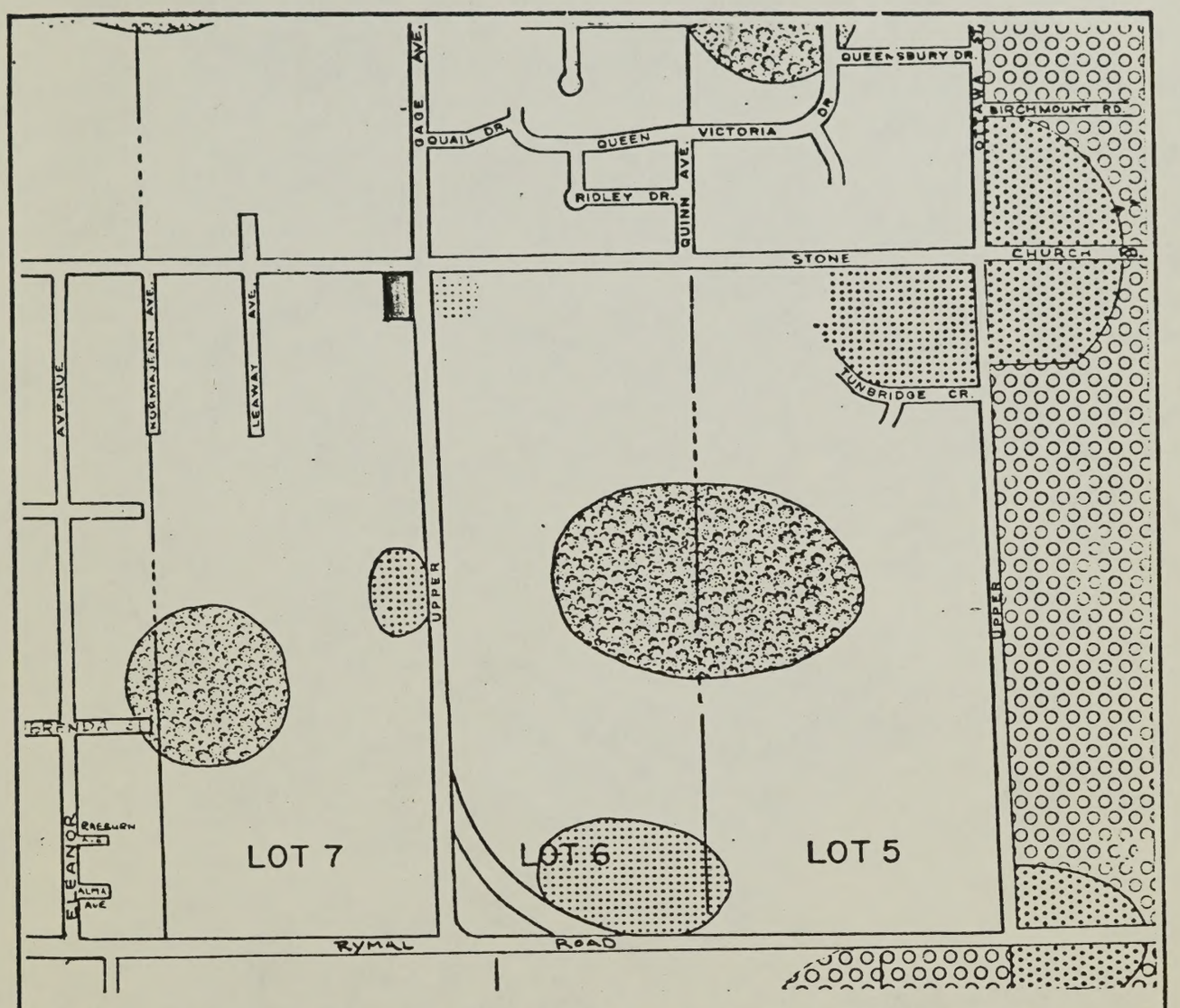
Bill No. D-86

This is Schedule 1 to By-law No. 81-189 passed the 23rd day of June, 1981.

THE CORPORATION OF THE CITY OF HAMILTON

City Clerk

Mayor



Land Use

- BUSINESS
- COMMERCIAL
- RESIDENTIAL
- RECREATION, CIVIC & CULTURAL
- RESTRICTED MANUFACTURING

SCHEDULE "A"

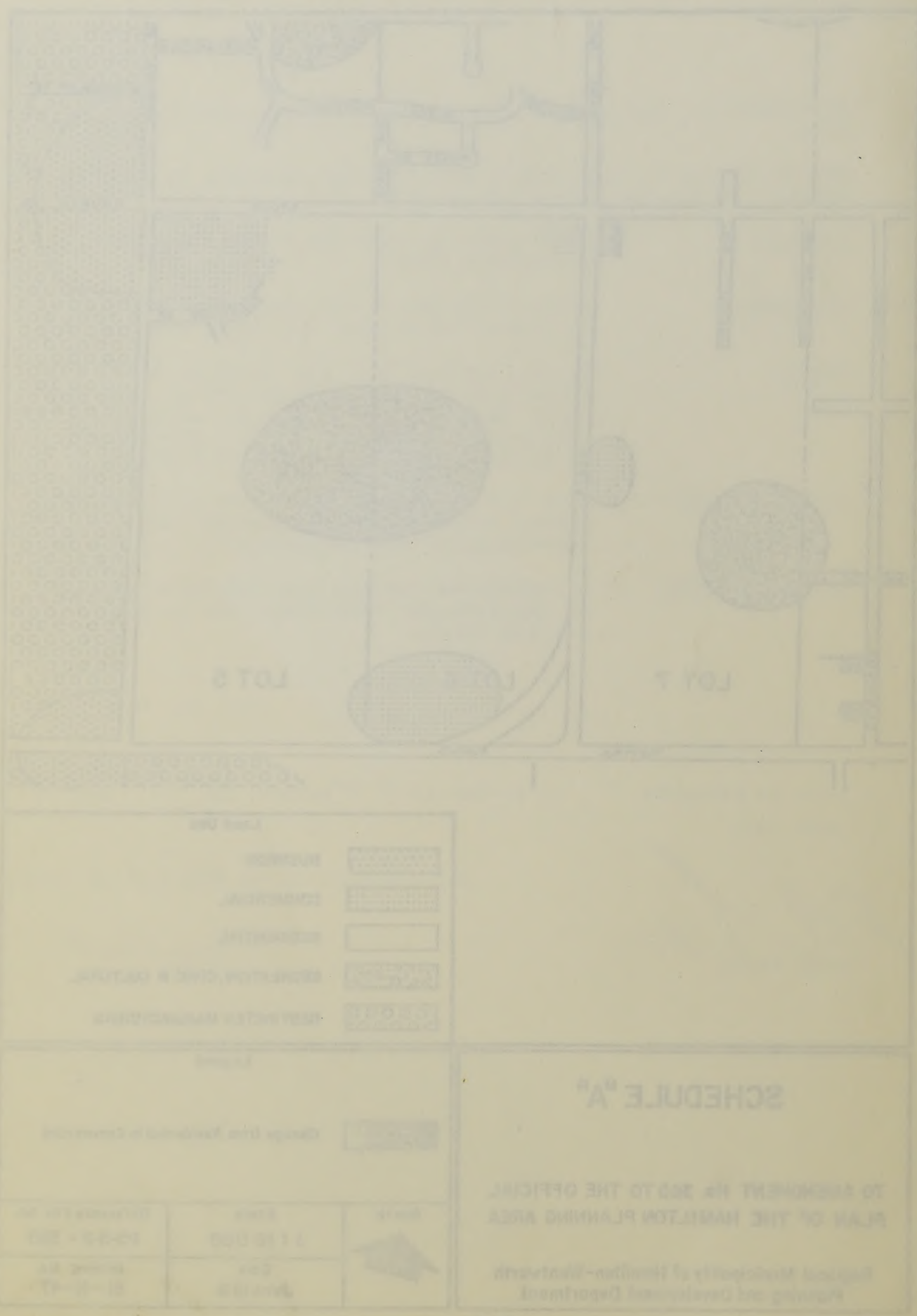
TO AMENDMENT No. 365 TO THE OFFICIAL PLAN OF THE HAMILTON PLANNING AREA

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Change from Residential to Commercial

North	Scale	Reference File No.
	1 : 10 000	P5-3-2 - 365
	Date	Drawing No.
	June 1981	81 - H - 47


LOT 7
LOT 6
Land Use
Residential
Commercial
Recreational
Educational, Civic & Cultural
Industrial & Manufacturing
Legend
Change from Residential to Commercial
SCHEDULE "A"
TO AMENDMENT No. 363 TO THE OFFICIAL
PLAN OF THE HAMILTON PLANNING AREA
Regional Municipality of Hamilton-Wentworth
Planning and Development Department
Scale
1:2 500
Date
Amendment No.
363
Date
Approved
Amendment No.
363

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30078	–	RED / ROUGE	–	BF3007
30074	–	GREY / GRIS	–	BD3007
30075	–	GREEN / VERT	–	BB3007
30072	–	BLUE / BLEU	–	BU3007

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